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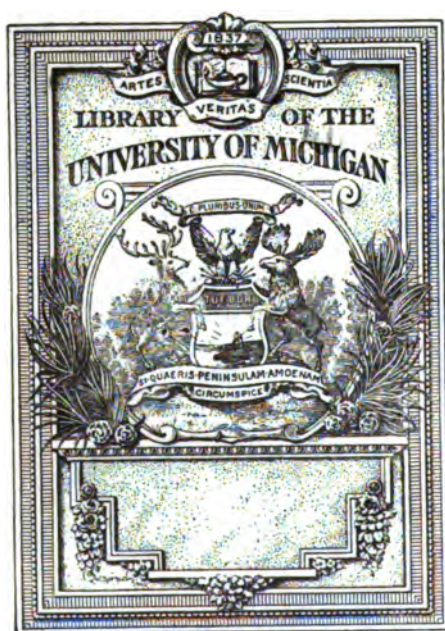
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# JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

OF THE

FIFTEENTH GENERAL ASSEMBLY

OF THE

STATE OF ILLINOIS,

AT THEIR REGULAR SESSION, BEGUN AND HELD AT SPRINGFIELD,

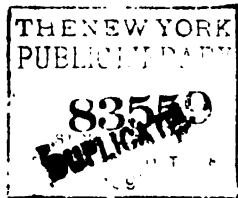
DECEMBER 7, 1846.

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1846.



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EXCHANGED

# JOURNAL

OF THE

## HOUSE OF REPRESENTATIVES.

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In accordance with the provision of the Constitution of the State of Illinois, the first session of the fifteenth General Assembly of said State convened at the city of Springfield, on Monday the seventh day of December, A. D. 1846.

Mr. BOYAKIN called the House to order; and on, his motion, Mr. UNDERWOOD, of St. Clair, was appointed Speaker *pro tem.*; JOHN McDONALD, of Fayette county, Clerk *pro tem.*; and MURRAY McCONNELL, of Morgan county, Assistant Clerk *pro tem.*

On motion, the House adjourned till 2 o'clock P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

On motion of Mr. Boyakin,

JOHN A. WILSON, of Hamilton county, was appointed Door-keeper *pro tem.*

On motion of Mr. Denning,

*Resolved*, That this House now proceed to call the roll of counties alphabetically, and to receive certificates of election from such members as may appear to be in attendance.

Where-upon,

The following members appeared, were qualified by JAMES W. KEYS, Esq., and took their seats. viz:

From the county of Adams, ISAAC N. MORRIS, WM. HENDRY, and JAMES M. SEEHORN.

From the counties of Alexander and Pulaski, JOHN HODGES.

From the county of Bond, WM. S. SMITH.

From the counties of Brown and Schuyler, JOHN S. BAILEY.

From the county of Brown, JOHN DAVISON.

From the counties of Bureau and Stark, SAMUEL THOMAS.



- From the county of Cass, EDWARD W. TURNER.  
 From the county of Christian, DORICE D. SHUMWAY,  
 From the county of Clark, SAMUEL PREVO and WM. B. ARCHER.  
 From the county of Clay, JOHN M. GRIFFITH.  
 From the county of Clinton, BERRYMAN CREEL.  
 From the county of Coles, USHER F. LINDER and WM. D. WATSON.  
 From the county of Cook, FRANCIS C. SHERMAN, MARK SKINNER and  
 J. J. EVERETT.  
 From the county of De Witt, SAMUEL P. GLENN.  
 From the county of Edgar, HALL SIMMS.  
 From the county of Edwards, WM. PICKERING.  
 From the counties of Fayette and Effingham, P. FUNKHOUSER and  
 FREDERICK REMANN.  
 From the county of Franklin, WM. A. DENNING.  
 From the county of Fulton, REUBEN R. McDOWELL, THOMAS A. LIT-  
 TLE, and EVEN BAILEY.  
 When the county of Gallatin was called, Mr. Reynolds offered the  
 following resolution, which was adopted:  
*Resolved*, That the production of certificates of election of members  
 of the House of Representatives be dispensed with in those cases where  
 the member will state he has forgotten his certificate, or mislaid it.  
 From the county of Gallatin, THOMAS HICK, WM. H. STICKNEY, and  
 HENRY EDDY.  
 From the county of Greene, HENRY BRAGG and JOSIAH CASWELL.  
 From the counties of Greene and Calhoun, JOHN D. FRY.  
 From the county of Hamilton, SAMUEL S. MARSHALL.  
 From the county of Hancock, THOMAS MORRISON and JAMES STARK.  
 From the county of Jefferson, LEWIS F. CASEY.  
 From the county of Jersey, THOMAS CUMMINGS.  
 From the counties of Johnson and Massac, ENOCH ENLOE.  
 From the county of Jo Daviess, ABNER EADS.  
 From the county of Jackson, JOHN LOGAN.  
 From the counties of Kane, McHenry, Boone and De Kalb, GEORGE  
 W. KRETSINGER, JAMES HARRINGTON, and JAMES T. PIERSON.  
 From the county of Knox, CHARLES HANSFORD.  
 From the counties of Knox and Mercer, EPHRAIM GILMORE.  
 From the county of Lake, GEORGE ELA.  
 From the counties of Macon and Piatt, WM. CANTRILL.  
 From the counties of La Salle, Kendall, and Grundy, AMBROSE O'CON-  
 NER, JAMES O. GLOVER, and WM. BARBER.  
 From the counties of Logan and Mason, MICHAEL W. SWING.  
 From the county of McLean, MATTHEW ROBB.  
 From the counties of McLean, Livingston, and Woodford, JAMES ROB-  
 ESON.  
 From the county of Menard, JAMES M. ROBINSON.  
 From the county of Marion, HENDERSON P. BOYKIN.  
 From the county of Macoupin, THOMAS HART and HARMAN V. A. TAP-  
 PAN.  
 From the county of Madison, WM. MARTIN, CURTIS BLAKEMAN, and  
 WM. F. D'WOLF.

- From the counties of Marion, Hamilton and Jefferson, NOAH JOHNSTON.  
From the counties of Marshall and Putnam, ANDREW WARDLAW.  
From the county of McDonough, WM. H. RANDOLPH.  
From the counties of Monroe and Randolph, EDWARD OMLVENEY,  
JOHN MORRISON, and ROBERT MANN.  
From the county of Montgomery, JAMES M. RUTLEDGE.  
From the county of Morgan, NEWTON CLOUD, WM. H. LONG, JOSEPH  
MORTON, and WM. THOMAS.  
From the county of Ogle, WM. G. DANA.  
From the county of Peoria, WASHINGTON COCKLE.  
From the counties of Pope and Hardin, WM. RHODES.  
From the county of Pike, WM. P. HARPOLE, JAMES M. HIGGINS, and  
ALFRED GRUBB.  
From the county of Sangamon, STEPHEN T. LOGAN, BENJAMIN WEST,  
JAMES N. BROWN, and RESIN H. CONSTANT.  
From the counties of Rock Island and Henry, WM. BAILEY.  
From the county of Schuyler, LEWIS D. ERWIN.  
From the county of Scott, EDWARD G. MINER and JOHN B. CAMPBELL.  
From the counties of Stark, Peoria and Bureau, THOMAS EPPERSON.  
From the county of St. Clair, JOHN REYNOLDS, WM. H. UNDERWOOD,  
and SAMUEL STOOKEY.  
From the counties of Stephenson and Carroll, ROBERT MCCONNELL.  
From the counties of Tazewell and Woodford, ISAAC WILLIAMS and  
CHARLES C. WILCOX.  
From the county of Union, MATTHEW STOKES.  
From the county of Vermilion, SAMUEL HUFFMAN and WM. P. DAVIS.  
From the county of Wabash, SAMUEL S. LUKINS.  
From the counties of Warren and Henderson, JAMES TUCKER and JOHN  
CURTS.  
From the county of Washington, JOHN WHITE.  
From the county of Wayne, RIGDON B. SLOCUMB.  
From the county of White, SAMUEL SNOWDEN HAYES.  
From the counties of Whiteside and Lee, HUGH WALLACE.  
From the counties of Will, Du Page and Iroquois, WM. E. LITTLE,  
MICAJAH J. STANLEY, and JOHN MILLER.  
From the county of Williamson, JOHN W. CUNNINGHAM.  
From the county of Winnebago, ROBERT J. CROSS.  
On motion of Mr. Denning,  
*Resolved*, That EDWARD H. BUCKLEY, who appears as a Representative  
from the county of Marquette, be sworn and take his seat as such.  
Whereupon,  
Mr. Buckley was qualified, and took his seat.  
A message from the Senate, by Mr. Moore, their Secretary.  
*Mr. Speaker*: I am directed to inform the House of Representatives,  
that the Senate have met and organized; have elected Henry W. MOORE,  
their Secretary; WILLIAM J. CLINE, their Sergeant-at-Arms; and are  
now ready to proceed to business.  
On motion of Mr. Denning,  
A call of the House was ordered; and those present having answered  
to their names,

On motion of Mr. Simms,

Further proceedings under the call were dispensed with.

On motion of Mr. Simms,

The House now proceeded to the election of a Speaker.

Mr. Morris nominated NEWTON CLOUD, of Morgan county.

Mr. Thomas of Morgan, nominated STEPHEN T. LOGAN, of Sangamon county.

Whereupon,

Mr. CLOUD received seventy-three votes, and Mr. Logan received thirty-five votes.

Those who voted for Mr. CLOUD, are,

Messrs. Bailey of Brown, Bailey of Fulton, Barber, Bragg, Boyakin, Cantrill, Casey, Caswell, Creel, Cockle, Cunningham, Davis, Dawson, Denning, Eads, Ela, Enloe, Epperson, Erwin, Everett, Fry, Funkhouser, Glenn, Griffith, Glover, Grubb, Harrington, Hansford, Harpole, Hart, Hayes, Hendry, Hick, Higgins, Hodges, Johnston, Kretsinger, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, Long, McDowell, Mann, Marshall, Martin, Miller, Morris, Morrison of Monroe, Morton, O'Conner, Omelveney, Pierson, Prevo, Reynolds, Robeson of McLean, Rhodes, Rutledge, Stanley, Seehorn, Sherman, Stickney, Simms, Skinner, Swing, Slocumb, Stokes, Shumway, Thomas of Bureau, Turner, Underwood, Wallace, and White.

Those who voted for Mr. Logan, are,

Messrs. Archer, Bailey of Rock Island, Blakeman, Brown, Buckley, Constant, Cross, Cloud, Cummings, Curts, Dana, D'Wolf, Eddy, Gilmore, Huffman, Linder, Lukins, McConnell, Minor, Morrison of Hancock, Pickering, Randolph, Remann, Robb, Robinson of Menard, Stark, Smith, Stookey, Tappan, Thomas of Morgan, Tucker, Wardlaw, Watson, West, Wilcox and Williams.

The Speaker was conducted to the Chair by Messrs. BOYAKIN and LOGAN of Sangamon, and, having returned his thanks, entered upon the duties of the office.

On motion of Mr. Denning,

The House proceeded to the election of a Principal Clerk.

Mr. Funkhouser nominated JOHN McDONALD, of Fayette county.

Mr. Brown nominated JOHN T. JONES, of Morgan county.

Mr. McDonald received seventy-five votes, and Mr. Jones thirty-three votes.

Those who voted for Mr. McDonald, are,

Messrs. Bailey of Brown, Bailey of Fulton, Barber, Bragg, Boyakin, Buckley, Cantrill, Casey, Creel, Cockle, Cunningham, Davis, Dawson, Denning, Eads, Ela, Enloe, Epperson, Erwin, Everett, Fry, Funkhouser, Glenn, Griffith, Glover, Grubb, Harrington, Hansford, Harpole, Hart, Hayes, Hendry, Hick, Higgins, Hodges, Johnston, Kretsinger, Little of Fulton, Little of Will, Logan of Jackson, Long, McDowell, Mann, Marshall, Martin, Miller, Morris, Morrison of Monroe, Morton, O'Conner, Omelveney, Pierson, Prevo, Remann, Reynolds, Robeson of McLean, Rhodes, Rutledge, Stanley, Seehorn, Sherman, Stickney, Simms, Skinner, Swing, Smith, Slocumb, Stokes, Shumway, Thomas of Bureau, Turner, Underwood, Wallace, White and Mr. Speaker.

Those who voted for Mr. Jones, are,

Messrs. Archer, Bailey of Rock Island, Blakeman, Brown, Campbell, Constant, Cross, Cummings, Curtis, Dana, D'Wolf, Eddy, Gilmore, Linder, Logan of Sangamon, McConnell, Miner, Morrison of Hancock, Pickering, Randolph, Robb, Robinson of Menard, Stark, Stookey, Tappan, Thomas of Morgan, Tucker, Wardlaw, Watson, West, Wilcox and Williams.

Mr. McDonald, having received a majority of the votes cast, was declared duly elected Principal Clerk of the House of Representatives.

On motion of Mr. Simms,

The House proceeded to the election of Assistant Clerk.

Mr. Boyakin nominated WILLIAM W. PACE, of Marion county.

Mr. Logan nominated ANDREW JOHNSON, of Adams county.

Whereupon,

Mr. Pace received seventy-four votes, and Mr. Johnson received thirty-three votes.

Those who voted for Mr. Pace, are,

Messrs. Bailey of Brown, Bailey of Fulton, Barber, Bragg, Boyakin, Buckley, Cantrill, Casey, Creel, Cuckle, Cunningham, Dana, Davis, Dawson, Denning, Eads, Ela, Enloe, Epperson, Erwin, Everett, Fry, Funkhouser, Glenn, Griffith, Glover, Grubb, Harrington, Hansford, Harpole, Hart, Hays, Hendry, Hick, Higgins, Hodges, Johnston, Kretsinger, Little of Fulton, Little of Will, Logan of Jackson, Long, McDowell, Mann, Marshall, Martin, Miller, Morris, Morrison of Monroce, Morton, O'Conner, Omelveney, Pierson, Prevo, Reynolds, Robeson of McLean, Rhodes, Rutledge, Stanley, Seehorn, Sherman, Stickney, Simms, Skinner, Swing, Smith, Slocumb, Stokes, Shumway, Thomas of Bureau, Turner, Underwood, Wallace, White and Mr. Speaker.

Those who voted for Mr. Johnson, are,

Messrs. Archer, Bailey of Rock Island, Blakeman, Brown, Campbell, Caswell, Constant, Cross, Cummings, Curtis, D'Wolf, Gilmore, Huffman, Logan of Sangamon, Lukins, McCounell, Miner, Morrison of Hancock, Pickering, Remann, Robb, Robinson of Menard, Stark, Stookey, Tappan, Thomas of Morgan, Tucker, Wardlaw, Watson, West, Wilcox and Williams.

Mr. Linder voted for Mr. Reynolds.

On motion of Mr. Reynolds,

JOHN A. WILSON, of Hamilton county, was elected Door Keeper by acclamation.

On motion of Mr. Simms,

The House proceeded to the election of an Engrossing and Enrolling Clerk.

Mr. Wilcox nominated BENJAMIN BOND, of Clinton county.

Mr. Barber nominated ANDREW J. GALLOWAY, of La Salle county.

Mr. Galloway received seventy votes, Mr. Bond thirty-three votes, and Mr. Whitlock three votes.

Those who voted for Mr. Galloway, are as follows, to wit:

Messrs. Bailey of Brown, Bailey of Fulton, Barber, Bragg, Boyakin, Cantrill, Casey, Caswell, Creel, Cunningham, Davis, Dawson, Denning, Eads, Ela, Enloe, Epperson, Erwin, Everett, Fry, Funkhouser, Glenn, Griffith, Glover, Grubb, Harrington, Hansford, Harpole, Hart, Hayes, Hendry,

Hick, Higgins, Hodges, Johnston, Kretsinger, Little of Fulton, Little of Will, Logan of Jackson, Long, McDowell, Mann, Marshall, Martin, Miller, Morris, Morrison of Monroe, Morton, O'Conner, Omelveny, Pierson, Prevo, Reynolds, Robeson of McLean, Rhodes, Rutledge, Stanley, Seehorn, Sherman, Stickney, Skinner, Swing, Slocumb, Stokes, Shumway, Thomas of Bureau, Turner, Wallace, White and Mr. Speaker.

Those who voted for Mr. Bond, are.

Messrs. Bailey of Rock Island, Brown, Buckley, Campbell, Constant, Cross, Cumming, Curtis, Dana, D'Wolf, Gilmore, Huffman, Linder, Logan of Sangamon, Lukins, McConnell, Minor, Morrison of Hancock, Pickering, Randolph, Robb, Robinson of Menard, Smith, Stark, Stookey, Tappan, Thomas of Morgan, Tucker, Wardlaw, Watson, West, Wilcox and Williams.

Messrs. Archer, Blakeman and Remann voted for Mr. Whitlock.

Mr. Denning moved that the House proceed to the election of Assistant Door Keeper by acclamation; which was agreed to.

Whereupon,

Mr. Bailey, of Fulton, nominated Isham G. Davidson, of Fulton county, and the vote being taken, he was declared duly elected.

On motion of Mr. Boyakin,

*Resolved*, That the Clerk inform the Senate, that the House of Representatives have met, and organized by the election of NEWTON CLOUD, Speaker; JOHN McDONALD, Principal Clerk; WILLIAM W. PACE, Assistant Clerk; ANDREW J. GALLOWAY, Engrossing and Enrolling Clerk; JOHN A. WILSON, Principal, and ISHAM G. DAVIDSON, Assistant Door Keeper; and are prepared to proceed to legislative business.

On motion of Mr. Denning,

*Resolved by the House of Representatives, the Senate concurring herein*, That a joint select committee of five, three on the part of the House, and two on the part of the Senate; be appointed to wait on his Excellency the Governor, and inform him that the two Houses of the General Assembly have met and organized, and are now ready to receive any communication he may desire to make.

*Ordered*, That Messrs. Denning, Sherman and Dana be said committee, and that the Clerk inform the Senate thereof.

On motion, the House adjourned till to-morrow at ten o'clock.

## TUESDAY, DECEMBER 8, 1846.

House met pursuant to adjournment.

On motion of Mr. Boyakin,

The reading of the Journal was dispensed with.

On motion of Mr. Boyakin,

*Resolved*, That the rules of the House of Representatives of the last session of the General Assembly of this State be adopted as the rules of this session, until otherwise ordered by this House.

MARMONTEL BOYLE and ELDRIGE S. JANNEY, representatives from the counties of Crawford and Jasper, appeared, were qualified and took their seats.

JOSIAH R. WYNN, a representative from the counties of Lawrence and Richland, appeared, was qualified, and took his seat.

On motion of Mr. Pickering,

*Resolved*, That the ministers of the gospel resident in the city of Springfield be requested to open the daily sessions of the House of Representatives with prayer.

On motion of Mr. Morton,

*Resolved by the House of Representatives, the Senate concurring herein*, That a joint select committee of three on the part of the House, and two on the part of the Senate, shall be appointed to draft and report rules for the government of the two Houses.

*Ordered*, That Messrs. Morton, Reynolds and Archer, be that committee, and that the Clerk inform the Senate thereof.

On motion of Mr. Hoffman,

*Resolved*, That the editors of newspapers in this State, or their reporters, be admitted within the bar of this House, to such seats as may be assigned them by the Speaker, for the purpose of reporting the proceedings of the same.

On motion of Mr. Johnston,

*Resolved by the House of Representatives, the Senate concurring herein*, That the joint rules of the two Houses of the last session of the General Assembly of this State be adopted as the joint rules of the two Houses of the present session of the same, until otherwise ordered.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Thomas of Morgan,

*Resolved*, That the Illinois State Temperance Society be permitted to occupy the Hall of the House this evening from five o'clock, P. M. for the purpose of holding its annual meeting.

On motion of Mr. Boyakin,

*Resolved*, That the Secretary of State be required to lay before this House a statement of the returns of the recent election for Governor and Lieutenant Governor of this State.

*Resolved*, That the Secretary of State be required to lay before this House a statement of the returns of the recent election wherein the electors were recommended to vote for or against a convention to amend the constitution of this State.

Mr. Linder introduced for adoption the following resolution, which was not agreed to:

*Resolved*, That this House meet hereafter at ten of the clock, A. M. and take recess from twelve to two P. M.

Mr. Logan of Jackson moved that the members of the House proceed to the selection of their respective seats; when,

On motion of Mr. Wilcox,

*Ordered*, That the Clerk be directed to draw the numbers for the members.

After proceeding some time in the call, it was discovered that a mistake had been made in numbering the desks;

Whereupon,

Mr. Sherman moved to postpone the further execution of the order until to-morrow morning.

On motion of Mr. Morris,

The motion made by Mr. Sherman was laid on the table.

On motion of Mr. Linder,

The Clerk was directed to re-commence the drawing of the numbers.

Mr. Simms moved that the House adjourn for half an hour.

Mr. Hoffman moved to adjourn until two o'clock, P. M.; which was agreed to.

The House then adjourned until 2 o'clock, P. M.

**TWO O'CLOCK, P. M.**

House met pursuant to adjournment.

A message from the Senate by Mr. Moore, their Secretary:

*Mr. Speaker:* I am directed to inform the House of Representatives that the Senate have concurred with them in the adoption of their resolution proposing the appointment of a joint committee of the two Houses to wait on his Excellency the Governor, &c. and have appointed Messrs. Cavarly and Judd, the committee on their part.

Mr. Denning, from the joint select committee appointed to wait upon the Governor, and inform him of the organization of the two Houses of the General Assembly, and that they are ready to receive any communication he may desire to make, reported that they had waited upon his Excellency, and received an answer that he will send a message to each of the two Houses, at two o'clock, P. M. of this day.

A message from the Governor by Thompson Campbell, Secretary of State.

*Mr. Speaker:* I am directed by the Governor to lay before the House of Representatives a communication in writing.

Whereupon,

The Speaker laid before the House the following message from his Excellency the Governor:

**EXECUTIVE DEPARTMENT,  
Springfield, December 7, 1846.**

*Fellow-Citizens of the Senate,  
and House of Representatives:*

Since the adjournment of the last session of the General Assembly, the loan of \$1,600,000 for the canal, has been completed; the lands and canal property have been conveyed in trust for the payment of the canal debt; a board of trustees has been appointed and organized; the work on the canal for fifteen months past, has been progressing as rapidly as could have been expected, considering the general sickness which has prevailed on the line; and there is now almost a certain prospect, that this important enterprise will be completed and in successful operation within a year from this time. The annual report of the trustees for this year, has not been received; for which reason I cannot now be more particular in stating the progress of the work.

It is with much satisfaction that I am enabled to state, that the people called Mormons have removed from the State. The great body of them removed voluntarily; but, a small remnant were barbarously expelled with force, and in a manner which reflects but little credit on the State or its institutions. Much difficulty has ever existed between this people and the neighbors by whom they have been surrounded; from which it was apparent, that their continuance amongst us would have been the fruitful source of frequent wars and tumults, alike disgraceful to the State, above the power of the constituted authorities to suppress, demoralizing to the residue of the inhabitants, and encouraging, to a spirit of anarchy and disregard of law, subversive of republican government. The difficulties with the Mormons, and my proceedings as Fund Com-



missioner ex-officio, for the last two years, will be made the subject of special reports to the House of Representatives.

During the past summer, when, upon the call of the President, volunteers were required to vindicate the rights and the honor of the nation, and to chastise an insolent power which had insulted us, nine regiments of our brave Illinoisians rushed to the standard of their country; though four of them only could be taken. And such was the general alacrity for this patriotic service, that great discontent prevailed amongst those who were doomed to stay at home.

As I am about to retire from office, to mingle again with my fellow-citizens in the pleasant walks of private life, and cannot, hereafter, assist officially in carrying any new measures into effect, I do not design to recommend any thing for the future. This task I leave to my successor in office, who is a gentleman in whom the people have justly reposed their confidence. His official relation to the State, and to the General Assembly, makes it more proper that such recommendations should come from him. But I hope to be indulged in a slight retrospection of the past. A review of our progress for the last few years, must minister the highest satisfaction to every patriot who is truly desirous of the welfare of his country.

When I came into office, it was a time of the most disheartening depression, of both private and public affairs. The State was in debt about fourteen millions of dollars, for moneys squandered and wasted upon internal improvements and banking; the domestic treasury of the State was in arrear three hundred and thirteen thousand dollars for the ordinary expenses of government; Auditor's warrants were freely selling at a discount of fifty per cent.; the people were unable to pay even moderate taxes to replenish the treasury, in which not one dollar was contained, even to pay postage on letters to and from the public offices; the great canal, which was more than two-thirds finished, after expending five millions of dollars on it, was about to be abandoned; both of the banks, upon which the people had relied for a currency, had become insolvent; their paper had fallen so low as to cease to circulate as money; as yet no other money had taken its place, leaving the people wholly destitute of a circulating medium, and universally in debt; almost every one was indebted to the merchants, who were again indebted to the banks, or to foreign merchants; the banks owed every body, and none were able to pay; emigration to the State had almost ceased; real estate was unsaleable; the people abroad, terrified by the prospect of high taxation, refused to come amongst us for settlement; and our own people at home were no less alarmed and terrified at the magnitude of our debt, then apparently so much exceeding any known resources of the country. Many were driven to absolute despair of ever paying a cent of it; and it would have required but little countenance and encouragement, in the then disheartened and wavering condition of the public mind, to have plunged the State into irretrievable infamy, by open repudiation. This is not an exaggerated picture of our affairs four years ago.

In the last four years, matters have been very considerably changed for the better. The domestic debt of the treasury, instead of being three hundred and thirteen thousand dollars for the ordinary expenses of government, is now only \$31,212; and there is \$9,269 in the treasury, not counting the sum due from the U. S. to the school fund; and Auditor's warrants are at par, or very nearly so; the banks have been put into liquidation; their circulation has been retired, and its place supplied by a reasonable abundance of gold and silver coins, and the paper of solvent banks in other States; the people have generally paid their private debts, and now stand upon the high platform of freemen, laboring for themselves and their own families, instead of being slaves to the demands of creditors; a very considerable portion of the State debt has been paid or provided for; about three

millions of dollars has been paid by a sale of the public property, and by putting the banks into liquidation; and five millions more has been effectually provided for, to be paid after the completion of the canal; being a reduction of eight millions of the State debt, which has been made or effectually provided for within the last four years; the State itself, although broken and discredited at one time throughout the civilized world, has been enabled to borrow, on the credit of its property, one million six hundred thousand dollars, to complete the canal; the people abroad have once more begun to seek our highly favored land as the home of the emigrant. Our population has rapidly increased, and is now increasing faster than it ever did before; our people at home have become more contented and happy; they have ceased to be terrified by the magnitude of the State debt, and the imagined inability of the State to pay it; they have cheerfully submitted to taxation, as far as they were able, to meet the public liabilities; and have thereby manifested to the world, that they possess a heroic virtue, capable of any sacrifices demanded by integrity and patriotism; and it is with unbounded satisfaction that I now announce to the General Assembly that the former discredit resting upon our people in other States, for supposed delinquencies in paying their debts, no longer exists; and that the reputation of Illinois and its citizens now stands proudly fair and honorable amongst her sister States, and the great family of nations in the civilized world.

I repeat again, that it is with a just pride, and a very high satisfaction, that I am enabled to announce these results; and to claim, as I truly may, that I have at all times fully concurred with the Legislature in all the measures which have been instrumental, so far as legislation could be instrumental, in producing them; and also that I have faithfully endeavored to carry out and execute, to the best of my ability, all the laws which have been passed for this purpose. However, it must be acknowledged that much more credit for this altered state of things is due to the gallant spirit and to the recuperative energies of the people, than to any agency of law or government.

That I may have committed some errors, is not to be questioned. To err, belongs to all the family of man, in their present imperfect state; but whatever errors I may have committed, I trust were the errors of a bad judgment, rather than of a dishonest purpose. Without having indulged in wasteful or extravagant habits or living, I retire from office poorer than I came in; and go to private life with a full determination not to seek again, any place in the government. I retire from the exercise of high power, with heart-felt gratitude and joy; gratitude, for the many favors I have received at the hands of the people and their representatives; and joy, at being liberated from the cares and toils of office.

I have the honor to be,

Very respectfully,

Your obedient servant,

THOMAS FORD.

The message was read; when,

Mr. Logan of Jackson moved that said message be laid upon the table, and that five hundred copies be printed for the use of the House.

Mr. Reynolds moved that five thousand copies be printed, and that one thousand additional copies be printed in the German language.

The question was taken on the motion made by Mr. Reynolds, and decided in the affirmative.

The Speaker laid before the House a communication from the Secretary of State, transmitting, in compliance with a resolution of the House, the official returns of the vote cast for Governor and Lieutenant Governor of the State of Illinois, in the several counties in this State, on Monday, the third day of August, A. D. 1846; which was read, and,

On motion of Mr. Thomas of Morgan,

Laid on the table.

In compliance with the order of the House, the Clerk proceeded to call the roll, and drew the numbers for the seats of the members, respectively.

On motion of Mr. Stickney,

*Resolved by the House of Representatives of the General Assembly of Illinois,* That the Governor of this State be required to communicate to this House all the information and evidence in his possession relative to the Bank of Illinois at Shawneetown, and tending to inculcate any of its former or present officers with acts of fraud or peculation to the injury either of this State as a stockholder, or the creditors of said institution.

On motion of Mr. Boyakin,

*Resolved,* That the resolution passed at the last session of the General Assembly in regard to certain supposed counterfeit scrip, and now on file in the Secretary's office, with all the accompanying papers, be taken from the files in said office, and referred to a select committee of five.

*Resolved,* That the Secretary of State be requested to deliver said papers to said committee.

*Ordered,* That Messrs. Boyakin, Reynolds, Thomas of Morgan, McDowell and Archer, be that committee.

On motion of Mr. Morris,

*Resolved by the House of Representatives,* That a committee of three be appointed to contract for and superintend the printing of the one thousand copies of the Governor's message ordered to be printed in the German language.

*Ordered,* That Messrs. Morris, Omelveney and Pickering, be that committee.

On motion of Mr. Pickering,

*Resolved,* That the Door Keeper be requested to procure fire screens sufficient for the use of the House.

Mr. Thomas of Morgan moved that the House adjourn until 10 o'clock to-morrow morning; which was not agreed to.

Mr. Reynolds offered for adoption the following resolution; which was read:

*Resolved,* That in the next apportionment of the members of the General Assembly of this State, both Houses shall not consist of more than one hundred members.

On motion of Mr. Martin,

Said resolution was laid on the table.

On motion of Mr. Thomas of Morgan,

*Resolved by the House, the Senate concurring herein,* That the two Houses will meet in the Hall of the House to-morrow at 10 o'clock, A. M. for the purpose of canvassing the returns for the election of Governor and Lieutenant Governor, in August last.

*Ordered,* That the Clerk inform the Senate thereof.

On motion,

The House adjourned.

WEDNESDAY, DECEMBER 9, 1846.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Bergen.

Mr. Denning moved to dispense with reading the journal of yesterday.

Mr. Simms objected.

The Clerk then proceeded to read the same; and after making some progress therein,

On motion of Mr. Morris,

The further reading of the journal was dispensed with.

WILLIAM WILLIAMSON, a Representative from the county of Shelby, appeared, was qualified, and took his seat.

A message from the Governor, by Thompson Campbell, Secretary of State.

*Mr. Speaker:* I am directed by the Governor to lay before the House of Representatives a communication in writing.

A message from the Senate by Mr. Moore, their Secretary.

*Mr. Speaker:* I am directed to inform the House of Representatives that the Senate have concurred with them in the adoption of their resolution, proposing that the two Houses of the General Assembly meet on to-morrow at ten o'clock, A. M., in the Hall of the House, for the purpose of canvassing the gubernatorial election returns.

The Senate have also concurred with the House of Representatives, in the adoption of their resolutions concerning the joint rules of the two Houses, and have appointed Messrs. Judd and Webb, the committee on their part, to act in conjunction with the one appointed by the House.

The Speaker laid before the House a communication from the Governor, in reply to a resolution requesting him to communicate to the House any information or evidence in his possession relative to the Bank of Illinois at Shawneetown, tending to inculcate any of its former or present officers with acts of fraud or speculation; which was read; when,

On motion of Mr. Denning,

Said communication was laid on the table.

Mr. Boyakin moved to reconsider the vote just taken, to lay the communication on the table: which was not agreed to.

On motion of Mr. Simms,

The House took a recess for half an hour.

House met.

On motion of Mr. Morris,

*Ordered,* That the Clerk now inform the Senate, that the House of Representatives are now ready to receive them, in pursuance of the joint resolution of the two Houses, and proceed to count the votes given for Governor and Lieutenant Governor in August last.

The Senate, preceded by their Speaker, appeared in the hall of the House of Representatives, and took seats assigned them.

Whereupon,

The Speaker of the House of Representatives, in accordance with the provisions of the Constitution, proceeded, in the presence of a majority of each House of the General Assembly, to open the returns, and publish the votes given at the last general election in the different counties of

this State, for Governor and Lieutenant Governor of the same; by which it appeared that

AUGUSTUS C. FRENCH, of the county of Crawford, had received fifty-eight thousand seven hundred votes.

THOMAS M. KILLPATRICK, of the county of Scott, had received thirty-six thousand seven hundred and seventy-five votes.

RICHARD EELLS had received five thousand one hundred and fifty-two votes.

THOMAS L. KILLPATRICK had received ninety-four votes,

THOMAS KILLPATRICK had received thirty-five votes.

Scattering, seven votes.

Whereupon,

The Speaker, of the House of Representatives declared AUGUSTUS C. FRENCH to be duly elected Governor of the State of Illinois, for the ensuing four years.

It also appeared by said returns that JOSEPH B. WELLS, of the county of Jo Daviess had received fifty-five thousand two hundred and twenty-one votes.

JAMES B. WELLS had received one thousand three hundred and thirty-five votes.

JOSEPH WELLS had received six hundred and seventy-nine votes.

JOSHUA B. WELLS had received two hundred and twenty-two votes.

NATHANIEL G. WILCOX, of the county of Schuyler, had received twenty-nine thousand six hundred and forty-one votes.

H. E. WILCOX had received four thousand eight hundred and twenty-five votes.

E. H. WILCOX had received five hundred and seventy-four votes.

N. E. WILCOX had received five hundred and fifty-one votes.

N. S. WILCOX had received three hundred and fifty-four votes.

MR. WILCOX had received two hundred and thirty votes.

ABRAHAM SMITH had received five thousand one hundred and seventy-nine votes.

Scattering, ninety-eight votes.

Whereupon,

The Speaker of the House of Representatives declared JOSEPH B. WELLS, to be duly elected Lieutenant Governor of the State of Illinois for the ensuing four years.

The Senate then withdrew.

On motion of Mr. Pickering,

*Resolved by the House of Representatives, the Senate concurring herein,* That a joint committee be appointed, of three from the House and two from the Senate, to wait upon the Governor and Lieutenant Governor elect, inform them of their election, and ascertain at what hour they can meet the two Houses in the hall of Representatives, for the purpose of being sworn into office.

*Ordered,* That Messrs. Pickering, Reynolds, and Sherman, be that committee; and that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Thomas of Morgan,

*Resolved,* That the Ex Governor, Justices of the Supreme Court, and

United States Judges, be invited to take seats within the bar of the House during the inauguration of the Governor and Lieutenant Governor elect.

On motion,

The House adjourned until three o'clock, P. M.

THREE O'CLOCK, P. M.

House met pursuant to adjournment,

CAPTAIN E. KINNEY, a representative from the counties of Will, DuPage, and Iroquois, appeared, was qualified and took his seat.

On motion of Mr. Morris,

*Resolved*, That the committee appointed to procure the printing, in the German language, of one thousand copies of the Governor's message, be directed to procure the printing of fifteen hundred additional copies of said message in the same language, for the use of this House.

Mr. Martin offered for adoption the following resolution, which was read, viz:

*Resolved*, That, to ascertain whether a majority of all the citizens of the State have voted for or against a convention, the votes given for representatives, in each county, shall be added together, and divided by the number of representatives elect from each county, and the mean aggregate so ascertained shall be the rule of the decision.

On motion of Mr. Hayes,

Said resolution was laid on the table.

A message from the Senate, by Mr. Moore, their Secretary.

*Mr. Speaker*: The Senate have concurred with the House of Representatives in the adoption of their resolution, providing for the appointment of a joint committee to wait upon the Governor and Lieutenant Governor elect, &c.; and have appointed Messrs. Cavarly and Dougherty, the committee on their part.

The Senate have also adopted the following resolution:

*Resolved by the Senate, the House of Representatives concurring herein*, That when the Governor and Lieutenant Governor elect meet the two houses in the hall of the House of Representatives, for the purpose of taking the oaths of office required by the Constitution, the Honorable the Judge of the District Court of the United States, the Honorable the Judges of the Supreme Court of this State, the Honorable the Ex-Governor and Lieutenant Governor, and the ex-members of Congress and of the Legislature of this State, be invited to take seats within the bar of the hall of the House of Representatives.

In the adoption of which, I am directed by the Senate to ask the concurrence of the House of Representatives.

The message last received from the Senate was taken up for consideration; and,

The question being on concurring with the Senate in the adoption of the joint resolution relative to the inauguration of the Governor and Lieutenant Governor elect, it was decided in the affirmative.

*Ordered*, That the Clerk inform the Senate thereof.

Mr. Pickering, from the joint select committee appointed to wait on the Governor and Lieutenant Governor elect, and inform them of their

election, reported that they had performed the duty assigned them; and that the Governor and Lieutenant Governor would be ready to meet the Senate and House of Representatives at half past three o'clock this day.

On motion of Mr. Boyakin,

*Ordered*, That the Clerk inform the Senate that the House is now ready to receive the Senate in the hall of the House, to administer to the Governor and Lieutenant Governor elect their oaths of office.

At the hour appointed, the Senate, preceded by their Speaker, appeared, and took seats in the hall of the House of Representatives.

The Honorable AUGUSTUS C. FRENCH, Governor elect, and the Honorable JOSEPH B. WELLS, Lieutenant Governor elect, conducted by the joint select committee appointed to wait on them, also appeared and took their seats in the hall.

Whereupon,

The Honorable Samuel Treat, one of the justices of the Supreme Court of this State, administered to the said Honorable AUGUSTUS C. FRENCH, Governor elect, the oath of office as required by the Constitution.

The same oath was then administered to the Honorable JOSEPH B. WELLS, Lieutenant Governor elect, by the said justice Treat; when,

The Governor arose, and delivered the following address to both Houses of the General Assembly, to wit:

SPRINGFIELD, December 8, 1846.

*Fellow-citizens of the Senate,*

*and House of Representatives:*

In presenting myself before you for the first time, previous to assuming the responsibility of my official duties, I can not permit the occasion to pass without making known to the people of this State the deep sense of gratitude I feel for this marked expression of their confidence; and I know of no way in which I can more fully express the sense of the obligation under which I feel myself placed, than by the ready manifestation of an earnest desire to discharge all the duties which may be imposed upon me by the constitution and laws of the State, with a careful regard to the wants, wishes and interests of the people.

During the past season, an ever kind and watchful Providence has crowned the labors of industry with all needful blessings; preserved all the great interests of State; and secured to the people generally, the unimpaired continuance of social, civil, and religious liberty.

These priceless blessings, so far superior to those enjoyed by the great majority of mankind, demand of us the profoundest gratitude to the Great Giver of them all. While favored with a rich profusion for all our temporal wants, we have cause, also, to rejoice in the rapidly reviving prosperity of the country generally, and a comparative relief from the financial embarrassments, which for a long time pressed so heavily upon the hopes and energies of the people. Blinded and misled by a false and deceptive view of the true State of things; encouraged onward by the glitter of a delusive prosperity; we were incautiously drawn into measures, seriously involving the hopes and expectations of individuals, and the interests of the State. It is unnecessary to enter minutely into the causes which led to our present State embarrassment, as they have been often repeated, and are familiarly known to all. From the general features, exhaustless fertility of soil, peculiar adaptation and natural resources of our State, it seems clear, that, for a long time to come, the agricultural will continue to be the predominant interest. The current of business and the habits of our people, as well as a sound enlightened public policy, render the maxim, that "few



laws are required to answer all the purposes of good government," peculiarly applicable to our condition. These laws ought to be plain and simple, interfering as little as possible with the free, voluntary employment of capital and labor. Perhaps one of the most striking features in our American forms of Government, is seen in the fact, that a large portion of the delegated powers are designed to operate in a kind of negative character, to be employed rather in restraining the action of those whose interests or inclinations would lead them to disturb the general community of rights which are free alike to all, than to direct or control the various kinds and relations of business and industry. If there is any thing which distinguishes the nature and character of our institutions from those of any other nation, it may be found in that freedom from restraint accorded to every man, to pursue whatever calling his inclination or interest may dictate, provided he encroach not upon the rights of others. If it be true that but few general laws are needed to answer the wants and interests of a free people, it is also true, that frequent changes in our public statutes may become a very serious grievance. Experience teaches, that, with the exception of extreme cases, it is usually far more prudent to wait patiently the operation of a law, until its results can be fully known, than to change it for another whose effect upon the general interest can neither be estimated nor foreseen. It is believed that the too common ambition for change of laws, peculiar to new States, for every seeming imperfection or inconvenience, may be more laudably employed in removing real defects in existing laws, than by frequent radical changes in the old, or an accumulation of new laws. To frame a judicious system of laws, founded upon the principles of free government, and in exact harmony with it, wisely adapted to the wants, interests and necessities of the people, embracing all their most important rights and duties, but not so extensively minute as to become irksome, inquisitorial or oppressive, is an object much to be desired, though seldom realized. It is impossible to shut our eyes to errors which are spread out upon the page of our legislative history; or the difficulty, as regards some of them, of seeking out and applying the proper remedy. In all our endeavors to effect this object, and without which little permanent good can be expected to follow, harmony and concert of action are indispensable. Whatever is done, ought to be done with united counsels.

I shall not enter into any elaborate statistical detail of the present financial condition of our public affairs. This comes more properly from my predecessor. That the State is deeply in debt, is well known; and it should also be known, that there exists among the people an earnest desire that some method may be adopted under which it may be discharged. We have borrowed money from our creditors, for the payment of which the faith of the State is sacredly pledged, and we have applied it at our discretion. There then remains for us but one course to pursue, without entailing upon the State unmitigated contempt and disgrace. That is, to go as far as our means will justify in making provision for its payment. I am rejoiced to know that the doctrine of repudiation of our liabilities, finds but very few, if any, supporters in this State. If we glance over the history of the few past years, we shall find that many of the most serious causes of discouragement and alarm are being gradually removed; and if we look to the future, we shall there see strong signs of encouragement. The large amount of our private indebtedness is greatly diminished. The increasing sales of the public lands, the unexampled increase in the number of our population, and consequently wealth, a fair market price for our produce in a comparatively sound currency—all furnish unmistakable evidence of increasing prosperity, and of our advancement in all the means of substantial improvement and wealth. To these may be added the late arrangement entered into with the holders of Canal Bonds, by which we have the assurance that the canal will be completed at an

early day. If the bond holders shall fully comply with the stipulations agreed upon, it is confidently expected that the State will fulfil all obligations resting upon her. When this great work shall be completed, I feel confident that the revenue to be derived from it, with the other means designed to promote that work, will, in a few years, be adequate to the discharge of the entire canal debt; leaving the internal improvement, with some other miscellaneous items of indebtedness, to be provided for. It is not to be disguised, that any attempt to make efficient provision for the payment of our public debt, must encounter difficulties. It is apparent that there exists in the public mind a kind of vague and painful apprehension, that the efforts now making by the people to meet a portion of our indebtedness, are of little avail, and that they are wasting their energies to very little purpose. The uncertainty which hangs over the exact amount of our liabilities, has contributed much to produce this unfortunate state of the public feeling, and can only be corrected by the adoption of some course which shall elicit its true amount.. It is conceived that this may be done at small expense, and with no great difficulty. I do not feel myself called upon at present to recommend any increase of taxation; but it occurs to me, that, with the exception of the canal debt, the best plan we can adopt in the present condition of our public affairs, is, to make provision for immediately refunding the residue.—By refunding the bonds and scrip, the debt will be converted into one uniform transferable stock. This will require but small expense, probably less than we have already suffered by counterfeits, and will possess the advantage of reducing the whole matter into a clear and tangible shape. For the arrear of interest due upon the bonds, a deferred stock of similar character might be issued, differing only in that it bear no interest for a number of years. By adopting this line of policy with our State bonds and scrip, our debt will not be increased, while we shall be enabled to ascertain the precise amount of our existing liabilities with certainty, and the amount required to meet the interest. To this course, it is believed our creditors will interpose no objection, but cheerfully acquiesce, as it will relieve them from risks to which they are now exposed. It will also remove difficulties which lie in the way of the payment of interest by any one not familiar with the character of the different forms of our indebtedness some of which arise out of the relation which the several issues of our State bonds bear to each other.

All our available means ought gradually to be brought into such condition that they can be applied to the payment of our debts. As it is doubtful if any appropriation will be hereafter made by the Legislature to put in repair the railroad from Springfield to Meredosia, it may be of advantage to the State to dispose of it on some terms, with the provision that it be kept in repair and operation. The State lands ought also to be brought into market, to be disposed of at fair prices; and all debts due to the State from individuals or corporations, put in train for speedy adjustment. An opportunity will soon be afforded the people under an amended Constitution, of reducing the number of the members of the Legislature, by which thousands may be saved to the State, and a stricter economy, generally, introduced into the public service.

At the time of the passage of the law requiring the banks of this State to put their affairs in process of liquidation, there were those who honestly doubted the propriety of a measure so stringent in its provisions, and who looked forward with apprehension to disasters which they feared would follow from it.—But time has fully justified its object, and the expediency of its general provisions; and we may date the commencement of our returning prosperity to the passage of that law. When its provisions shall have been fully carried out, banking institutions in this State will be at an end; and it becomes a question of serious magnitude to the people, whether sound policy will justify the establish-

ment of another, when we may look forward with almost positive certainty to a repetition of the same scenes through which we have so lately passed. A few years have taught us many things connected with this subject, which we were slow to learn. From an habitual and unwary confidence in the integrity of banking institutions, we came at last to look upon them as almost indispensably necessary, and principles gradually but silently crept into their charters, which have wrought deep and lasting injury to the country, and virtually subverted some of those principles which government was founded in an especial manner to cherish and preserve. The series of evils which incorporate banking has brought into existence, find their main source in the power given to banks to trade upon credit instead of money—to loan simple promissory notes instead of cash—not to loan only, but create the currency; and an utter exemption from individual liability; besides placing this very power in the hands of those whose interests often prompt to its abuse, and against which it is scarcely possible to interpose any sufficient legislative restraint. It seems to me that the interests of the people of this State will be better promoted by hereafter dispensing with banks altogether, than again to take their chance upon such a sea of uncertainty and confusion as they have lately passed. If we form an opinion from the current of events which have attended the winding up of the affairs of our banks, even under the disadvantage of coercing the payment of a heavy bank indebtedness, the advancing prosperity of the State, the restoration of a sound currency, taken in connection with the agricultural character of our people, it can hardly be doubted that capital will as readily seek this State for investment—be as securely invested, as well as safely and properly managed—as constantly employed, and rendered as practically useful in all the relations of business, and at the same time preserve as safe and sound a currency under forms of association under general laws, as with the aid of banks; while the community will be relieved from the dangers which are always attendant upon them.

Notwithstanding the many attempts of former Legislatures to provide a suitable militia system for the State, the result is, that the whole matter is but little else than a dead letter upon the statute book. It is evident, that, to secure the success of such a system, it must be so modified, that, while it conforms to the spirit of our institutions, it will enlist the hearty co-operation of the people.—We can hardly attach too much importance to this almost exclusive arm of our defence, nor unwarily overlook contingencies which may arise when a well trained militia may constitute our sole reliance against immediate and formidable dangers. The popular and well founded jealousy of standing armies, peculiar to free governments, increases the obligation we owe to our present and future security, to cherish with great care this mighty safeguard of our institutions. A more favorable time to make another effort can hardly be expected again soon to occur, or when we can count with greater certainty upon a cheerful enlistment of the popular feeling in its favor. It seems to me, that by so changing the requisition of existing laws as to adopt the volunteer, instead of the coercive principle, which is now applied to all within certain ages, adding provisions having more immediately in view the complete and effective drill of the soldier; giving also to the superior officers adequate power to concentrate companies into larger bodies, at specified places, within prescribed districts, for a more extensive and thorough practice, will be much more likely to answer the purpose which the friends of an efficient militia system are anxious to realize.

Among the great variety of subjects which lay peculiar claim to the attention of the people and their Legislature, none rank higher, or are entitled to greater consideration, than that of the subject of our common schools. It addresses itself directly to every citizen of our State, from its intimate connection with the love of social, civil, and religious liberty. Some of our most valued citizens are

turning their attention to the subject of common schools, with a zeal and disinterestedness worthy of high commendation; but without the assistance of the Legislature, and a cheerful co-operation on the part of the people, their labors will prove comparatively weak and inefficient. It cannot reasonably be expected, that, in the present condition of our State, with some parts of it thinly settled, any system can be devised, which will be absolutely perfect in its practical operations, or which can realize the utmost wishes of all. This inconvenience, however, is gradually diminishing, and in a few years, will, to a great extent, cease to exist. Complaints are frequent, that the township funds in some sections of the State, are so ignorantly or wilfully mismanaged as to be of little or no benefit. If these complaints be well founded, some efficient Legislative provision ought to be made to prevent such gross wrong in future.

I wish here to offer a remark in reference to an unfortunate class of persons among us, who, though few in number, are not the less entitled to our commiseration: I mean the insane. While we make provision for the poor, whether their poverty result from their vices or misfortunes, we overlook this class, whose condition is far more helpless and deplorable; and I most sincerely recommend them to the Legislature as proper subjects for our sympathy and care.

We are just entering upon the discharge of the highest and most important duties pertaining to civil government; and it is most earnestly to be hoped, that, in every vicissitude of our legislative labors, we shall keep steadily in view the Constitution of our country, and the interest of our common constituents. The principles upon which our Government is founded, are plain and simple; and by careful attention to them, our labors will hardly fail to be comparatively easy and pleasant. If we judge of the correctness of our measures by the influence which they will exert upon the hopes, the fears, and interests of the people, we shall be prepared to avoid many of the most formidable difficulties which tend to embarrass legislation. Always recognizing a close community of interests, alike to be respected and observed, we shall find little difficulty in fully answering the just hopes and expectations of those whose confidence has sent us here. I shall be found ever ready to unite with the Legislature in all those measures designed to advance the happiness and prosperity of our common country; and while confidently relying upon the wisdom and protection of that Divine Providence which has dispensed such numerous blessings over our highly privileged land, we may hope to end our labors here in harmony, and with the conviction of having well discharged our duty.

AUGUSTUS C. FRENCH.

The Senate then withdrew.

Mr. Underwood moved to print twelve thousand copies of the Governor's Inaugural Address for the use of the House.

Mr. Omelveny moved to amend said motion, so as to provide for printing four thousand additional copies in the German language.

Mr. Linder moved to print six thousand copies in the English language.

Mr. Kretsinger moved the previous question.

The yeas and nays were demanded by Messrs. Linder and Omelveny.

Pending which,

On motion,

The House adjourn until ten o'clock to-morrow.

THURSDAY, DECEMBER 10, 1846.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Hale.

The question pending last evening when the House adjourned, being on the motion for the previous question,

Mr. Kretsinger withdrew said motion.

The question then recurred on the motion to print twelve thousand copies in English.

Mr. Morris moved to print ten thousand copies in the English language, and three thousand in the German language which was accepted as a modification of the motion submitted by Mr. Omelveny.

Mr. Logan of Sangamon moved to print two thousand copies in the German language.

On motion of Mr. Logan, of Jackson,

The previous question was ordered.

The question then recurring on the amendment proposed by Mr. Omelveny, as modified.

The yeas and nays were demanded by Messrs. Linder and Huffman, and resulted as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Fulton, Barber, Pragg, Boyle, Brown, Cantrill, Creel, Cockie, D'Wolf, Ends, Ela, Epperson, Erwin, Fry, Funkhouser, Glenn, Glover, Grubb, Hansford, Harpole, Hart, Hendry, Hick, Janney, Kinney, Little of Fulton, Little of Will, Logan of Jackson, Long, McDowell, Marshall, Martin, Miller, Morris, Morrison of Monroe, O'Conner, Omelveny, Prevost, Remann, Reynolds, Robeson of McLean, Rhodes, Rutledge, Stanley, Seehorn, Sherman, Stickney, Skinner, Swing, Shumway, Tucker, Turner, Wallace, Wyne and Mr. Speaker.—56.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Bailey of Rock Island, Blakeman, Boyakin, Buckley, Campbell, Casey, Caswell, Constant, Cross, Cummings, Cunningham, Curtis, Davis, Dawson, Denning, Edly, Edloe, Everett, Gilmore, Griffith, Harrington, Hayes, Higgins, Hooges, Huffman, Johnston, Kretsinger, Linder, Logan of Sangamon, Lukens, McConnell, Mann, Miner, Morrison of Hancock, Morton, Pierson, Pickering, Randolph, Robb, Robinson of Menard, Stark, Simms, Smith, Slocumb, Stokes, Stookey, Tappan, Thomas of Bureau, Thomas of Morgan, Underwood, Wardlaw, Watson, West, Wilcox, Williamson and White.—58.

On motion of Mr. Logan of Sangamon,

The vote taken on ordering the previous question was reconsidered.

A message from the Senate, by Mr. Judd, a Senator.

*Mr. Speaker:* The Senate have adopted the following resolution:

*Resolved by the Senate, the House of Representatives concurring herein,* That the two Houses of the General Assembly will meet in the hall of the House of Representatives, on Saturday the 12th instant, at two o'clock P. M., for the purpose of electing a Senator to the Congress of the United States of America, to serve for six years from the fourth day of March next.

In the adoption of which they ask the concurrence of the House of Representatives.

The question recurring on the motion made by Mr. Underwood, to print twelve thousand copies of the Governor's Inaugural Address in the English language.

Mr. Pickering moved that eight thousand copies be printed in English.

Mr. Underwood modified his motion, so as to provide for printing ten thousand copies in English.

Mr. Martin moved to print two thousand copies in the German language.

On motion of Mr. Thomas of Morgan.

The motion made by Mr. Martin was laid on the table.

Mr. Reynolds moved to amend Mr. Underwood's motion by striking out "ten thousand" and inserting "eight thousand," and also by adding that "two thousand be printed in the German language."

Mr. Pearson moved to lay the proposed amendment on the table.

The yeas and nays were demanded by Messrs. Reynolds and Linder; when,

On motion of Mr. Denning,

The previous question was ordered.

The question then recurring on the motion to lay the amendment proposed by Mr. Reynolds on the table, it was decided in the negative by yeas and nays as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Buckley, Cunningham, Curtis, Dana, Dawson, Eddy, Everett, Harrington, Hayes, Huffman, Kretzinger, Linder, Little of Fulton, Logan of Sangamon, Lukens, McConnell, Marshall, Morrison of Hancock, Morten, Pierson, Pickering, Randolph, Robb, Robinson of Menard, Stark, Simms, Thomas of Morgan, Underwood, Wardlaw, Watson, West, Wilcox and Williamson.—37.

Those who voted in the negative, are,

Messrs. Archer, Blakeman, Bragg, Boyakin, Boyle, Brown, Campbell, Cantrill, Casey, Creel, Cogle, Constant, Cross, Cummings, Davis, Denning, D'Wolf, Eads, Ela, Enloe, Epperson, Erwin, Fry, Funkhouser, Glenn, Gilmore, Griffith, Glover, Grubb, Hanstord, Harpole, Hart, Hendry, Hick, Higgins, Hodges, Janney, Johnston, Kinney, Little of Will, Logan of Jackson, McDowell, Mann, Martin, Miller, Miner, Morris, Morrison of Monroe, O'Conner, Cmelveny, Prevø, Remann, Reynolds, Robeson of McLean, Rhodes, Rutledge, Stanley, Seehorn, Sherman, Stickney, Skinner, Swing, Smith, Slocumb, Stokes, Stookey, Shumway, Thomas of Bureau, Tucker, Turner, Wallace, Williams, White, Wynne and Mr. Spunker.—75.

The question was then taken on the proposed amendment, and decided in the affirmative by yeas and nays, on the demand of Messrs. Linder and Denning, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Fulton, Barber, Blakeman, Bragg, Boyakin, Boyle, Brown, Campbell, Cantrill, Casey, Caswell, Creel, Cogle, Cross, Cummings, Curtis, Davis, Denning, D'Wolf, Eads, Ela, Enloe, Epperson, Erwin, Everett, Fry, Funkhouser, Glenn, Gilmore, Griffith, Glover, Grubb, Harrington, Hanstord, Harpole, Hart, Hendry, Hick, Higgins, Hodges, Janney, Johnston, Kinney, Little of Fulton, Little of Will, Logan of Jackson, Long, McDowell, Mann, Marshall, Martin, Miller, Morris,

Morrison of Monroe, O'Conner, Omelveney, Prevo, Remann, Reynolds, Robeson of McLean, Rhodes, Rutledge, Stanley, Seehorn, Sherman, Stickney, Skinner, Swing, Slocumb, Stokes, Stookey, Shumway, Thomas of Bureau, Tucker, Turner, Wallace, White, Wynne and Mr. Speaker.—50.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Bailey of Rock Island, Buckley, Constant, Cunningham, Dana, Dawson, Eddy, Hayes, Huffinan, Kretsinger, Linder, Logan of Sangamon, Lukens, Miner, Morrison of Hancock, Morton, Pier-son, Pickering, Randolph, Robb, Robinson of Menard, Stark, Simms, Smith, Thomas of Morgan, Underwood, Wardlaw, Watson, West, Wilcox, Williams and Williamson.—33.

The question then recurring on the motion submitted by Mr. Underwood, as amended, it was decided in the affirmative by yeas and nays, on the demand of Messrs. Brown and Linder, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Brown, Bailey of Fulton, Barber, Blake-man, Bragg, Boyakin, Boyle, Cantrill, Casey, Caswell, Creel, Cackle, Cross, Cummings, Davis, Denning, D'Wolf, Eads, Elam, Ealoe, Epperson, Erwin, Everett, Fry, Funkhouser, Glenn, Gilmore, Griffith, Glover, Grubb, Harrington, Hansford, Harpole, Hart, Hendry, Hick, Higgins, Hodges, Jannet, Johnston, Kretsinger, Kinney, Little of Fulton, Little of Will, Logan of Jackson, Long, McDowell, Mann, Marshall, Martin, Miller, Morris, Morrison of Monroe, O'Conner, Omelveney, Prevo, Remann, Reynolds Rob-son of McLean, Rhodes, Rutledge, Stanley, Seehorn, Sherman, Stickney, Skinner, Swing, Slocumb, Stookey, Shumway, Thomas of Bu-reau, Tucker, Turner, Wallace, White, Wynne and Mr. Speaker.—78.

Those who voted in the negative, are,

Mes-srs. Bailey of Rock Island, Brown, Buckley, Campbell, Constant, Cunningham, Curtis, Dana, Dawson, Eddy, Hayes, Huffman, Linder, Logan of Sangamon, Lukens, McConnell, Miner, Morrison of Hancock, Morton, Pier-on, Pickering, Robb, Robinson of Menard, Stark, Simms, Smith, Stokes, Thomas of Morgan, Underwood, Wardlaw, Watson, West, Wilcox, Williams and Williamson.—35.

On motion of Mr. Boyakin,

*Resolved by the House of Representatives, the Senate concurring herein,* That, in addition to the time now allowed to the Secretary of State, as superintendent of common schools under the fifth section of the "Act to establish and maintain common schools," approved, February 26th. A. D. 1815, to make his report to the Governor, he be allowed from the time required in said section until the second Monday in January next.

On motion,

The House adjourned until two o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

The message from the Senate transmitting the resolution relative to the election of a United States Senator on Saturday next, was taken up for consideration; when,

Mr. Little of Fulton, moved to amend the resolution by striking out "12th," and inserting "19th," and by adding the following:



"Also two Associate Justices of the Supreme Court of the State of Illinois, one to fill the vacancy in the fifth judicial district, occasioned by the resignation of the Hon. Jesse B. Thomas, and one to fill the vacancy occasioned by the resignation of the Hon. James Shields; also, an Attorney General for the State of Illinois; also, Circuit Attorneys for the several judicial circuits."

On motion of Mr. Hick,

The proposed amendment was laid on the table.

The question was then taken on concurring with the Senate in the passage of said resolution, and decided in the affirmative.

*Ordered*, That the Clerk inform the Senate thereof.

The Speaker laid before the House a communication from Governor Ford, referred to in his message of the 8th instant, transmitting his report in relation to the Mormon difficulties; which, without reading, was,

On motion of Mr. Thomas of Morgan,

Laid on the table, and five hundred copies ordered to be printed for the use of the House.

Mr. Sherman, on leave, introduced the following resolution, which was adopted, viz:

*Resolved*, That the select committee appointed by the House to procure the printing of the messages of Gov. Ford in the German language, be authorized to procure the printing of the two thousand copies of Gov. French's Inaugural Address in the same language.

Mr. McDowell, on leave, submitted the following preamble and resolutions, which were read, viz:

WHEREAS, the war now existing between the United States and the Republic of Mexico has been brought on by the most unparalleled system of insult and aggression on the part of our enemy, who has not only repeatedly refused to fulfil treaty stipulations sacredly entered into for the indemnification of injuries sustained by American citizens, and insultingly rejected an accredited minister of the United States who had been invited within her borders for the purpose of arranging boundary difficulties; but has, on false assumptions and grounds wholly untenable, entered our territory and murdered our citizens, thus compelling our authorities to throw aside the amicable feelings entertained towards a neighbor aiming to maintain a popular government similar to our own, and to resort to the last arbitration of nations in order to sustain our citizens in their rights, to drive from our boundaries an insolent invader, and to preserve from desecration the honor of our nation: *And whereas*, our government is so constituted that the prime source of all power is in the people, and that that their sentiments and opinions expressed to the more remote authorities through their immediate representatives form the basis of all correction on the part of the Government, it becomes our duty as Representatives of the people of a State that gave the strongest expression in favor of a measure which is made the ostensible cause of the hostile attitude of Mexico, to express our feelings in this important crisis of the war, and to tender to the administration a hearty co operation; therefore,

*Be it resolved by the General Assembly of the State of Illinois*, That we approve of the course pursued by the United States Government in sending "the army of occupation" into our territory on the Rio Grande, when the intolerable braggadocio of the insolent Mexicans, and their concen-

tration of forces for the invasion of our soil, rendered a war inevitable, and that this course alone could have preserved us from an invasion disgraceful to our national honor, and disastrous to our south-western frontier settlements.

2. *Resolved*, That the prompt and efficient manner in which the Congress of the United States, when the first sound of collision was heard in the capitol, stepped forward and voted to the commander in chief "the sinews of war," meets with our most cordial approbation, and that we have no hesitation in believing that the same spirit which led them to afford the means for opening the war with a brilliant train of victories, will urge them to vote supplies to enable our gallant army to close hostilities speedily, and to cover itself with unfading laurels.

3. *Resolved*, That the rush of volunteers from every portion of our extended territory, in answer to the call of the President, evinces to the world the innate strength of our Government, and the grandeur of its institutions, and must satisfy all that a citizen soldiery defending their own homes and firesides, is a most efficient means of defence, and a wall of strength that cannot be broken down.

4. *Resolved*, That the gallant bearing of our army on the fields of Palo Alto and the Resaca de la Palma, and before the battered walls of Monterey, calls for expressions of the warmest approbation; and that the feats of individual bravery and personal daring exhibited on these occasions by our regular forces and enthusiastic volunteers, are not eclipsed by any achievements that adorn and brighten the pages of history.

5. *Resolved*, That we have the most unlimited confidence in the skill and gallantry of our navy, and from the able manner in which it has been brought to bear upon the defence of our commerce and the prosecution of hostile demonstrations by the enemy, we may be well assured that when called upon to act further, its operations will not be eclipsed even by the brilliant achievements of our victorious army.

6. *Resolved*, That great credit is due to the noble sons of Illinois, who, when the government called for troops for the Mexican war, hurried in crowds to the rescue of their country, and for four thousand called, offered more than twice that number; and we feel assured that in any further call for aid the government will not find the people of Illinois hesitating or complaining, unless they may complain as they have already done, that many of them are left behind.

7. *Resolved*, That we hereby instruct our Senators and recommend our Representatives in Congress to lend their support to the administration by voting supplies of men as well as money for the most active prosecution of the existing war to a speedy and successful termination.

Mr. Reynolds moved to amend the same by adding the following:

*Resolved*, That to evince the gratitude and good feeling of the country to the soldiers in the army engaged in the Mexican war, and to those here after entering the military service of the government, a bounty in land of one hundred and sixty acres should be granted by the general government to each soldier as aforesaid; said land to be selected out of any of the public lands subject to private entry.

*Resolved*, That three hundred and twenty acres of land should be granted by the General Government to the representatives of each soldier dying in the service or being killed in battle.

*Resolved*, That the members in Congress from the State of Illinois be respectfully requested to use their best exertions to carry into effect the above resolutions, and that the Governor furnish to each member in Congress from the State of Illinois a copy of said resolutions.

On motion of Mr. Linder,

The preamble and resolutions, together with the proposed amendments, were referred to the committee of the whole House.

On motion of Mr. Thomas of Morgan,

The vote just taken on Mr. Linder's motion of reference, was reconsidered; when,

Mr. Linder withdrew said motion.

The question then recurring on the amendment proposed by Mr. Reynolds, it was decided in the affirmative, by yeas and nays, on the demand of Messrs. Logan of Jackson, and Reynolds, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Bragg, Boyakin, Boyle, Buckley, Campbell, Cantrill, Casey, Caswell, Creel, Cockle, Constant, Cross, Cummings, Cunningham, Curtis, Dana, Davis, Dawson, Denning, D'Wolf, Eads, Eddy, Ela, Enloe, Epperson, Erwin, Everett, Fry, Funkhouser, Glenn, Gilmore, Griffith, Gover, Grubb, Harrington, Hansford, Harpole, Hart, Hayes, Hendry, Hick, Higgins, Hodges, Huffman, Janney, Johnston, Kretzinger, Kinney, Linder, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, Long, Lukens, McConnell, McDowell, Mann, Marshall, Martin, Miller, Miner, Morris, Morrison of Hancock, Morrison of Monroe, Morton, O'Connor, Omelveny, Pierson, Pickering, Prevost, Randolph, Remann, Reynolds, Robb, Robeson of McLean, Robinson of Menard, Rhodes, Rutledge, Stanley, Stark, Seehorn, Sherman, Suckney, Siamos, Swing, Smith, Slocumb, Stokes, Stookey, Shumway, Thomas of Morgan, Tucker, Turner, Underwood, Wallace, Warshaw, Watson, West, Wileox, Williams, Williamson, White, Wynne and Mr. Speaker.—111.

Mr. Logan of Sangamon, moved to amend the preamble and resolutions by adding the following:

*Resolved*, That the thanks of the nation are due to General Z. Taylor, the commander of the army of the Rio Grande, and all the officers and men under his command, for the gallantry and skill in the conduct of the war in the battles of Palo Alto and Resaca de la Palma, and at the siege of Monterey.

Mr. Hayes moved to amend the proposed amendment, by adding the following:

*Resolved*, That we appreciate the patriotism and gallantry of the brave volunteers from this State who are now in service in said war, and their faithful and unflinching performance of duty under the most discouraging circumstances.

On motion of Mr. Boyakin,

The previous question was ordered.

The question then recurring on the amendment proposed by Mr. Hayes to the amendment, it was decided in the affirmative.

The amendment, as amended, was then agreed to.

Mr. Logan of Sangamon, called for a division of the question, so as to take the vote on each resolution separately.

The question was taken on the first five resolutions separately, and decided in the affirmative.

The question was then taken on the other resolutions together, and decided in the affirmative.

The question then recurring on the adoption of the preamble, it was decided in the affirmative, by yeas and nays, on the demand of Messrs. Logan of Sangamon, and Wilcox, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Barber, Bragg, Boyakin, Cantrill, Casey, Caswell, Creel, Cockle, Cunningham, Davis, Dawson, Denning, Eads, Ela, Enloe, Epperson, Erwin, Everett, Fry, Funkhouser, Glenn, Griffith, Glover, Grubb, Harrington, Hansford, Harpole, Hart, Hayes, Hendry, Hick, Higgins, Hodges, Janney, Johnston, Kretsinger, Kinney, Linder, Little of Fulton, Little of Will, Logan of Jackson, Long, McConnell, McDowell, Mann, Marshall, Martin, Miller, Morris, Morrison of Monroe, Morton, O'Conner, Onclveny, Peirson, Prevost, Reynolds, Robeson of McLean, Rhodes, Rutledge, Stanley, Seehorn, Sherman, Stickney, Simms, Skinner, Swing, Smith, Stocumb, Stokes, Stookey, Shumway, Turner, Underwood, Wallace, Watson, Williamson, White, Wynn and Mr. Speaker.—51.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Rock Island, Blakeman, Boyle, Buckley, Campbell, Constant, Cross, Cummings, Curtis, Dana, D'Wolf, Eddy, Gilmore, Huffinan, Logan of Sangamon, Lukens, Miner, Morrison of Hancock, Pickering, Randolph, Remann, Robb, Robinson of Menard, Stark, Thomas of Morgan, Tucker, Wardlaw, West, Wilcox and Williams.—31.

On motion,

The House adjourned.

### FRIDAY, DECEMBER 11, 1846.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Barger.

On motion of Mr. Denning,

*Resolved*, That fifteen hundred additional copies of the Governor's communication in relation to Mormon difficulties, be printed for the use of the members of this House.

On motion of Mr. Morris,

*Resolved*, That the use of this Hall be granted on the nights of Wednesday and Thursday, (the 16th and 17th inst.,) for the holding of a general State Convention on the subject of education.

Mr. Kretsinger offered for adoption the following resolution, which was not agreed to, viz:

*Resolved*, That the report of the Governor in relation to the difficulties in Hancock county, together with all other papers, now or hereafter to be submitted on that subject, be referred to a select committee of one from each Judicial Circuit in the State, and that such committee be instructed to report to the House, whether, in their judgment, these difficulties were not of such a character that they could have been settled by a proper exertion of the police of said county; and also whether all ex-

penses which may have been incurred by the Governor of the State in repressing the disturbances that have already occurred in said county, or which may hereafter be incurred in preserving the peace in said county, are not properly chargeable to said county of Hancock.

Mr. Cockle offered for adoption the following resolution, viz:

*Resolved by the House of Representatives, the Senate concurring herein,* That a joint select committee, consisting of two on the part of the House, and one on the part of the Senate, for each Judicial Circuit, be appointed to prepare and report a bill providing for an apportionment of representation in this State.

Mr. Huffman moved to amend the resolution by striking out "two" and inserting "three," and by striking out "one" and inserting "two;" when

On motion of Mr. Omelveny,

The resolution and proposed amendment were laid on the table.

Mr. Constant offered for adoption the following resolution, viz:

*Resolved by the House of Representatives,* That the Clerk, upon rising to read any resolution, bill, memorial, or other instrument of writing, be required to announce the name of the representation, making such presentment, together with the name of the county which said Representative represents, when,

On motion of Mr. Huffman,

The resolution was laid on the table.

Mr. Logan of Sangamon, offered for adoption the following resolution.

*Resolved by the House of Representatives, the Senate concurring herein,* That, in vetoing the River and Harbor bill, passed at the last session of Congress, the President of the United States did not act in conformity to the wishes or interests of the people of this State, and has disappointed their just expectation.

*Resolved,* That it was due to the people of the west, that the President in his veto, should have specified any particular subject or class of subjects of improvement embraced in said bill which were objectionable to him, in order that Congress might have removed the objection, and made appropriations for such as were unobjectionable to him, if any such were in the bill.

*Resolved,* That the Legislature disapproves the conduct of the President in vetoing said bill.

On motion of Mr. Cunningham,

Said resolutions were laid upon the table, by yeas and nays, on the demand of Mr. Logan of Sangamon, and Mr. Boyakin, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Barber, Bragg, Boyakin, Cantrill, Casey, Caswell, Creel, Cockle, Cunningham, Davis, Dawson, Denning, Eads, Enloe, Epperson, Erwin, Everett, Fry, Funkhouser, Glenn, Griffith, Glover, Grubb, Harrington, Hansford, Harpole, Hart, Hayes, Hick, Higgins, Hodges, Janney, Johnston, Kretsinger, Kinney, Little of Fulton, Little of Will, Logan of Jackson, Long, McDowell, Mann, Marshall, Martin, Miller, Morris, Morrison of Monroe, Morton, O'Conner, Omelveny, Pierson, Prevo, Reynolds, Robeson of McLean, Rutledge, Stanley, Seehorn, Sherman, Stickney, Simms, Skinner, Swing, Slocumb, Stokes, Shumway, Turner, Underwood, Wallace, Williamson, White, Wyne and Mr. Speaker.—73.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Rock Island, Blakeman, Buckley, Campbell, Constant, Cross, Cummings, Curtis, Dana, D'Wolf, Gilmore, Huffman, Linder, Logan of Sangamon, Lukens, McConnell, Miner, Morrison of Hancock, Pickering, Randolph, Remann, Robb, Robinson of Menard, Stark, Smith, Stookey, Thomas of Morgan, Tucker, Wardlaw, Watson, West, Wilcox and Williams.—34.

A message from the Senate, by Mr. Moore, their Secretary.

*Mr. Speaker*, I am directed to inform the House of Representatives, that the Senate have concurred with them in the adoption of their resolution, giving to the Secretary of State, as Superintendent of Common Schools, further time to make his report to the Governor.

Mr. Reynolds, on leave, introduced a bill for an act to amend "An act relative to Justices of the Peace and Constables," Approved 3d March, 1845; which was read the first time and ordered to a second reading.

Mr. Denning moved to dispense with the rules, and that the bill be read a second time by its title; which was agreed to.

The Speaker laid before the House a communication from the Secretary of State, in reply to a resolution of the House, adopted on the 8th instant, accompanied by an abstract of the votes cast for and against a Convention, and for Representatives to the General Assembly, at the last August election.

On motion of Mr. Underwood,

The House proceeded to the consideration of said communication; which was read; when,

On motion of Mr. Boyakin,

Said communication, together with the abstract of votes, was referred to a select committee of nine, to consist of one from each Judicial Circuit.

*Ordered*, That Messrs. Boyakin, Sherman, Morris, Logan of Sangamon, Cockle, Wallace, Underwood, Murton, and Hayes, be that committee.

On motion of Mr. Stickney,

*Resolved*, That the communication of the late Governor of this State, in answer to a resolution of this House on the subject of the Bank of Illinois, at Shawneetown, be now taken up.

Said communication was accordingly taken up for consideration; when, Mr. Stickney offered for adoption the following resolution:

*Resolved*, That the communication of the late Governor of this State, in relation to the Bank of Illinois at Shawneetown, be referred to a committee of three, to be appointed by the Speaker, and that said committee have power to send for persons and papers within the county of Sangamon, and to demand of any member or members of the joint committee appointed by the last session of the Legislature, to investigate the affairs of said Bank, the minutes and memorandums kept by him or them of the evidence adduced on said investigation; and the person from whom such minutes or memorandums may be obtained, shall be required to deliver them under oath, declaring that the same contain a true statement of the evidence taken before said joint committee, to the best of his knowledge and understanding, so far as the same was reduced to writing.

And the committee hereby created, are instructed to report the evidence so obtained, with such other information as they may receive, to this House at an early day; and shall further report, whether, in the opinion of said committee, a further inquiry into the transactions of said Bank, be advisable for the advancement of right and justice.

After the debate,

On motion,

The House adjourned until two o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

The question pending at the adjournment of the House, on the adoption of the resolution proposed by Mr. Stickney, relative to the Bank of Illinois at Shawneetown, came up for consideration; when,

On motion of Mr. Lukens,

Said resolution was amended, by striking out "three," and inserting "five," in lieu thereof.

The question was then taken on the adoption of the resolution, as amended, and decided in the affirmative, by yeas and nays, on the demand of Messrs. Kretsinger and Johnston, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Barber, Blakeman, Bragg, Boyakin, Cantrill, Casey, Creel, Cunningham, Davis, Dawson, Denning, D'Wolf, Eads, Eddy, Ela, Enloe, Epperson, Fry, Funkhouser, Glenn, Grillith, Grubb, Harrington, Hanstord, Harpole, Hart, Hendry, Higgins, Hodges, Janney, Johnston, Kretsinger, Kinney, Little of Fulton, Little of Will, Logan of Jackson, Lukens, McDowell, Mann, Marshall, Miller, Morris, Vorrisson of Monroe, O'Conner, Omelveny, Peirson, Pickering, Prevo, Randolph, Reynolds, Roberson of McLean, Stanley, Seehorn, Sherman, Stickney, Simms, Skinner, Swing, Smith, Slocumb, Stokes, Stookley, Shumway, Underwood, Wallace, Watson, Williams, Williamson, White, Wynne and Mr. Speaker.—73.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Rock Island, Boyle, Brown, Buckley, Campbell Caswell, Cockle, Constant, Cross, Cummings, Curts, Gilmore, Hayes, Logan of Sangamon, Long, McConnell, Miner, Morton, Remann, Robb, Robinson of Menard, Stark, Thomas of Morgan, Tucker, Turner, Wardlaw, West and Wilcox.—29.

*Ordered*, That Messrs. Stickney, Kretsinger, Marshall, Denning, and Logan of Sangamon, be that committee.

The Speaker laid before the House the biennial report of the Auditor of Public Accounts; which, without reading, was, ✓

On motion of Mr. Omelveny,

Laid on the table, and one thousand copies ordered to be printed for the use of the House. ✓

The Speaker also laid before the House the biennial report of the Treasurer of the State; which was read, and,

On motion of Mr. Pickering,

Laid on the table, and one thousand copies ordered to be printed for the use of the House.

The Speaker also laid before the House, a letter from the Secretary of State, transmitting a tabular statement of the State census of 1845, compiled from the official returns on file in his office; which was read; when, Mr. Denning moved to refer it to a select committee, and that five hundred copies be printed for the use of the House.

On motion of Mr. Thomas of Morgan,

The communication was laid on the table, and five hundred copies ordered to be printed.

The Speaker also laid before the House, a communication from the Secretary of State, in reply to a resolution of the House, of the 8th instant, relative to counterfeit scrip, &c.; which was read, and,

On motion of Mr. Boyakin,

Referred to the select committee appointed on that subject some days since.

The Speaker also laid before the House, a communication from the Secretary of State, accompanied by a letter from Messrs. Wiley & Putnam of New York, in reference to furnishing them with the records, statutes, or public documents, for the use of the British Museum; also, a letter from Alexander Vattemare, of Paris, France, relative to the international exchange of the productions of nature, art, and mind; which were read, and

On motion of Mr. Thomas of Morgan,

Laid on the table.

On motion of Mr. D'Wolf,

The following preamble and resolutions were unanimously adopted:

WHEREAS, we, as Americans, ever feel proud of the gallantry and bravery of our citizens, whenever and wherever they have appeared in the field of battle, contesting for our country, and *whereas*, we feel especially proud of the bravery and gallantry exhibited at the taking of the city of Monterey, in seeing among those who distinguished themselves as officers, brave, gallant, and scientific, the names of Lieutenants John Pope and Mason Scarritt, both graduates of West Point, and natives of our own beloved State; therefore be it

*Resolved by the General Assembly of the State of Illinois*, That the thanks of the citizens of this State are due unto Lieutenants John Pope, and Mason Scarritt, for their bravery and gallantry exhibited in the battles of the 21st, 22, 23d, and 24th of September last at the city of Monterey.

*Resolved*, That the brave and noble conduct of Lieutenants John Pope and Mason Scarritt, in the battles of Monterey, gives us fully the power to assure our fellow citizens of Illinois, that her sons who left their homes to fight the battles of their country, will well sustain the character of their native and adopted State.

On motion of Mr. Thomas of Morgan,

*Ordered*, That an additional standing committee be appointed to be styled the "Committee on the Library."

Mr. Reynolds, moved to take up a resolution, laid upon the table some days since, relative to the apportionment of representation.

Upon which motion, the yeas and nays were demanded by Messrs. Reynolds and Hendry; when,

On motion,

The House adjourned.



SATURDAY DECEMBER 12, 1846.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Springer.

Mr. Hick asked leave to record his vote on the question, taken yesterday, on the adoption of the resolution submitted by Mr. Stickney, relative to the Bank of Illinois at Shawneetown; which was granted; and upon his name being called,

Mr. Hick voted in the affirmative.

Mr. Martin asked leave to record his vote on the same question, which was granted; and upon his name being called,

Mr. Martin voted in the affirmative.

JAMES S. WRIGHT, a Representative from the county of Champaign, appeared, was qualified, and took his seat.

The Speaker announced the following as the Standing Committees of the House for the present session:

Standing Committees of the House of Representatives.

*Judiciary.*—Messrs. Morris, Underwood, Logan of Sangamon, Boyakin, Thomas of Morgan, Linder, Kretsinger, Cockle and Everett.

*Finance.*—Messrs. Skinner, Denning, Shumway, Wilcox, Harrington, Morton, Logan of Sangamon, McDowell, and Reynolds.

*Electors.*—Messrs. Starkweather, Funkhouser, Long, White, Blake-man, Bailey of Brown, Eads, Mann, and Hendry.

*Federal Relations.*—Messrs. Boyakin, Brown, Glover, Tappan, William-son, Bragg, Stookey, Kretsinger, and Harpole.

*Militia.*—Messrs. Reynolds, Epperson, Caswell, Long, Bailey of Ful-ton, Hart, D'Wolf, Stokes, and Erwin.

*Internal Improvements.*—Messrs. Pickering, Sherman, Thomas of Bu-reau, D'Wolf, Harpole, Seehorn, Erwin, White, and Dawson.

*Education.*—Messrs. Hayes, Johnston, Higgins, Thomas of Morgan, Huffman, Omelveny, Eddy, Harrington, and Swing.

*Salines.*—Messrs. Stickney, Davis, Smith, Griffith, Enloe, Casey, Creel, Watson, and Remann.

*Public Accounts and Expenditures.*—Messrs. Johnston, Wardlaw, Kin-ney, Turner, Dawson, McConnell, Campbell, O'Conner, and William-son.

*Penitentiary.*—Messrs. Martin, Logan of Jackson, Fry, Glenn, Rut-ledge, Morrison of Monroe, Lukins, Randolph, and Prevo.

*Canals and Canal Lands.*—Messrs. Little of Will, Bragg, Ela, Morton, Stanley, Hick, Pierson, Barber, and Archer.

*Manufactures and Agriculture.*—Messrs. Sherman, Cummings, Cunnin-gham, Turner, Cantrill, Constant, Bailey of Rock Island, Swing, and Bar-ber.

*Claims.*—Messrs. Janney, Hodges, Little of Fulton, Robeson of Mc-Lean, Rhodes, Robb, Stark, Slocumb, and Hendry.

*Public Buildings and Grounds.*—Messrs. Logan of Jackson, West, Osborne, Pierson, Morrison of Hancock, Miner, Cockle, Wallace, and Wynne.

*State Roads.*—Messrs. Archer, Hart, Dana, Constant, Boyle, Simms, Tucker, Stokes, and McClain.

*Counties.*—Messrs. Glover, Glenn, Bailey of Fulton, Eads, Rutledge, Blakeman, Shumway, Wallace, and Watson.

*Banks and Corporations.*—Messrs. Hick, Marshall, Little of Will, Higgins, Everett, Fry, Remann, Cross, and Curts.

*Retrenchment.*—Messrs. Denning, Hansford, Linder, Robinson of Menard, Gilmore, Miller, Stookey, Wright, and Williamson.

*Engrossed and Enrolled Bills.*—Messrs. Underwood, Omelveny, Marshall, Grubb, Stark, Tappan, Buckley, and Little of Fulton.

*State Library.*—Messrs. Casey, Miner, Hayes, Simms, Robb, Wright, Williams, Prevo, and O'Conner.

Mr. Morris presented the memorial of Wylls H. Chapman, asking to be admitted to a seat in the House, as a Representative from the county of Marquette; which was read; when,

Mr. Morris offered for adoption the following resolutions:

*Resolved,* That Wylls H. Chapman be admitted to take his seat in this House, as a Representative from the county of Marquette.

*Resolved,* That the right of Edward H. Buckley and Wylls H. Chapman, to retain seats in this House, as Representatives from the county of Marquette, be referred to the committee on elections, together with all papers connected therewith.

Mr. Underwood moved to refer the whole subject to the committee on elections.

Mr. Morris moved to lay the motion of reference on the table; which was not agreed to, by yeas and nays, on the demand of Messrs. Morris and Boyakin, viz:

Those who voted in the affirmative, are,

Messrs. Brown, Cummings, Curts, Dawson, Logan of Sangamon, Lukins, Miner, Remann, Robb, Simms, Stookey, Thomas of Morgan, Tucker, Underwood, West, Wilcox, White, and Mr. Speaker.—18.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Bragg, Boyakin, Campbell, Cantrill, Casey, Caswell, Creel, Cockle, Constant, Cross, Cunningham, Dana, Davis, Denning, D'Wolf, Eads, Eddy, Ela, Epperson, Erwin, Everett, Fry, Funkhouser, Glenn, Gilmore, Griffith, Glover, Grubb, Harrington, Hansford, Harpole, Hayes, Hendry, Hick, Higgins, Hodges, Huffman, Janney, Johnston, Kretsinger, Kinney, Linder, Little of Fulton, Little of Will, Logan of Jackson, Long, McConnell, McDowell, Mann, Marshall, Martin, Miller, Morris, Morrison of Hancock, Morrison of Monroe, Morton, O'Conner, Omelveny, Peirson, Pickering, Prevo, Randolph, Reynolds, Robeson of McLean, Robinson of Menard, Rhodes, Rutledge, Stanley, Stark, Seehorn, Sherman, Stickney, Skinner, Swing, Smith, Slacumb, Stokes, Shumway, Thomas of Bureau, Turner, Wallace, Wardlaw, Watson, Wright, Williams, Williamson, Wynne.—93.

Mr. Thomas of Morgan, called for a division of the question.

Mr. Peirson moved to amend the first resolution by inserting after the word House, the words for "the time being," when,

On motion of Mr. Denning,

The proposed amendment was laid on the table.

The question was then taken on the adoption of the first resolution, and decided in the affirmative.

The question was then taken on the adoption of the second resolution; which was also decided in the affirmative.

Mr. Cunningham submitted the following preamble and resolutions; which were read, viz:

**WHEREAS**, the Congress of the United States has granted to the State of Illinois the sixteenth section of each township, for the support of common schools: *And whereas*, in many cases, such lands are in whole or in part worthless and unproductive: *And whereas*, it is desirable to make the school fund of each township as productive as well for the present as any future generation of children; therefore,

*Be it resolved*, That our Senators in Congress be instructed, and our Representatives be requested to use their best exertions to procure the passage of a law authorizing the citizens of each township where their sixteenth section is unproductive, in whole or in part worthless, to relinquish such sections, and select other lands in lieu thereof belonging to the General Government, the lands so selected to be in each Township respectively.

*Resolved*, That the Governor of the State of Illinois transmit a copy of this preamble and resolutions to each of our members in Congress.

Mr. Pickering moved to amend the resolutions by striking out "the lands so selected to be in each township respectively," and inserting in lieu thereof "in this State."

Mr. Hick moved to lay the preamble, resolutions, and proposed amendment on the table; which was not agreed to.

The question was then taken on Mr. Pickering's amendment, and agreed to.

The question was then taken on the preamble and resolutions as amended, and decided in the affirmative.

On motion of Mr. Reynolds,

The following resolution was proposed for adoption:

*Resolved*, That the use of the Hall of the House of Representatives, be allowed on Monday evening next, for the purpose of holding the annual meeting of the Illinois State Colonization Society.

Mr. Logan of Jackson, submitted for adoption the following preamble and resolution; which were read.

**WHEREAS**, the sixteenth section, commonly known as the school section, in many of the townships of this State are wholly worthless and unavailing for the purposes for which they were granted to the inhabitants; therefore,

*Be it resolved by the General Assembly of the State of Illinois*, That our Representatives in Congress be requested, and our Senators instructed, to use their most strenuous exertions to secure the passage of a law by the present Congress, authorizing and empowering the inhabitants of townships where their school section is in whole or in part unavailing, from any cause whatever, to relinquish the same or any part thereof to the Government of the United States, and receive in lieu thereof an equal quantity of land for the same purpose in their respective townships, which may remain the property of the United States at the time of such relinquishment, and subject to entry.

*Resolved*, That the Governor of this State be respectfully requested to forward to each of our Senators and Representatives in Congress, a copy of this preamble and resolutions.

On motion of Mr. Huffman,

The preamble and resolutions were laid on the table.

Mr. Skinner submitted for adoption the following resolution; which was read, viz:

*Resolved by the House of Representatives, the Senate concurring herein*, That a joint select committee, consisting of one on the part of the Senate and two on the part of the House, to be selected from each Judicial Circuit, making twenty-seven in all, be appointed to prepare and report a bill providing for an apportionment of representation in this State, under the late census; when,

On motion of Mr. Omelveny,

Said resolution was laid on the table.

WYLLYS H. CHAPMAN, a Representative from the county of Marquette, came forward, was qualified, and took his seat.

Mr. Dana submitted for adoption the following resolutions; which were read, viz:

*Resolved by the General Assembly of Illinois*, That we heartily approve of the message of the Hon. James K. Polk, President of the United States, vetoing the bill passed at the last session of Congress of the United States, making appropriations for the improvement of rivers and harbors.

*Resolved further*, That the course of the President of the United States in compromising the Oregon controversy, and in fixing the line of boundary on the forty-ninth degree, after asserting that our title up to fifty-four degrees and forty minutes was clear and unquestionable, and meets the entire approbation of the General Assembly of the State of Illinois.

Pending the question on their adoption,

On motion,

The House adjourned until 2 o'clock, P. M.

two o'clock, P. M.

House met pursuant to adjournment.

On motion of Mr. McDowell,

*Ordered*, That the Clerk inform the Senate that the House are now ready to receive them in the hall of the House, to proceed to the election of United States Senator.

On motion of Mr. Denning,

A call of the House was ordered; and after proceeding therein for some time,

On his further motion,

The proceedings under the call were dispensed with.

The Senate, preceded by their Speaker, entered the Hall of the House, and took seats assigned them.

The Speaker of the House of Representatives announced that the two Houses had convened in joint assembly, to elect a United States Senator, to serve for six years from the fourth of March next.

Mr. Morris, of the House of Representatives, nominated STEPHEN A. DOUGLASS, of Adams county, as a candidate.

Mr. Webb, of the Senate, nominated CYRUS EDWARDS of Madison county.

The rolls of the two Houses being called over, it appeared that, STEPHEN A. DOUGLASS had received one hundred votes.

CYRUS EDWARDS had received forty-five votes.

Scattering, two votes.

Those who voted for Mr. Douglass are,

Messrs. Allen, Brown, Catlin, Cavarly, Davis of Massac, Dennis, Dougherty, Dunlap, Henry, Judd, Leviston, McMillan, McRoberts, Markley, Matteson, Morrison, Reddick, Sanger, Smith, Stevenson, Sutphin, Sweat, Warren and Wilcox, of the Senate; and,

Messrs. Bailey of Brown, Bailey of Fulton, Barber, Bragg, Boyakin, Cantrill, Casey, Caswell, Chapman, Creel, Cackle, Cunningham, Davis, Dawson, Denning, Eads, Eddy, Ela, Epperson, Erwin, Everett, Fry, Funkhouser, Glenn, Griffith, Glover, Grubb, Harrington, Hansford, Harpole, Hart, Hayes, Hendry, Hick, Higgins, Hodges, Janney, Johnston, Kretsinger, Kinney, Little of Fulton, Little of Will, Logan of Jackson, Long, McDowell, Mann, Marshall, Martin, Miller, Morris, Morrison of Monroe, Morton, O'Conner, Omelveny, Peirson, Prevo, Reynolds, Robeson of McLean, Rhodes, Rutledge, Stanley, Seehorn, Sherman, Stickney, Sims, Skinner, Swing, Slocumb, Stokes, Shumway, Thomas of Bureau, Turner, Underwood, Williamson, White, Wynne and Mr. Speaker, of the House of Representatives.

Those who voted for Mr. Edwards, are,

Messrs. Allison, Boal, Constable, Denny, Edwards, Hanson, Killpatrick, Miller, Noble, Powers and Webb, of the Senate, and

Messrs. Archer, Bailey of Rock Island, Blakeman, Brown, Buckley, Campbell, Caswell, Cross, Cummings, Curts, Dana, D'Wolf, Gilmore, Huffman, Logan of Sangamon, Lukins, McConnell, Minor, Morrison of Hancock, Pickering, Remann, Robb, Robinson of Menard, Stark, Smith, Stookey, Thomas of Morgan, Tucker, Wardlaw, Watson, West, Wright, Wilcox and Williams.

Mr. Boyle of the House, voted for J. R. Jones.

Mr. Linder of the House, voted for Thomas C. Browne.

The Speaker thereupon declared Stephen A. Douglass to be duly elected Senator to the Congress of the United States, for six years from the fourth of March next.

The Senate then withdrew; when,

On motion,

The House adjourned.

MONDAY, DECEMBER 14, 1846.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Bailey,

Mr. Little of Fulton, presented the petition of Asa Lee Davidson and others, citizens of Fulton county, praying the passage of a law to prevent the ploughing up of roads, streets and alleys, under pretence of scouring ploughs; which, without reading, was, on his motion, referred to the committee on State Roads.

Mr. Kretsinger presented the petition of J. T. Sanders and others, citizens of Hancock county, praying that a charter be granted to C. F. Hendrix, to establish a ferry from Nauvoo, in Hancock county in this State, to Montrose, in Lee county in Iowa; which, without reading, was, on his motion, referred to the committee on Banks and Corporations.

Mr. Fry presented the petition of certain citizens of Greene county, praying the repeal of an act establishing a certain road therein named; which, without reading, was, on his motion, referred to the committee on State Roads.

Mr. Hodges presented the petition of citizens of Pulaski county, praying for the passage of a law authorizing the county commissioners to borrow money; which, without reading, was, on his motion, referred to a select committee.

*Ordered*, That Messrs. Hodges, Hick and Wilcox, be that committee.

Mr. Morris presented the petition of Thomas C. King, asking compensation for expenses incurred in arresting Joseph Smith in Adams county, and taking him to Warren county, at the request of Gov. Carlin; which, without reading, was, on his motion, referred to the committee on Claims.

The resolutions relative to the President's veto of the river and harbor bill, and the settlement of the Oregon question, submitted by Mr. Dana on Saturday last, coming up for consideration,

Mr. Reynolds moved to amend said resolutions, by striking out all after the word "resolved," and inserting the following in lieu thereof, viz:

"That the United States have possession of Oregon to latitude of forty-nine degrees north, of California, and of Mexico on both sides of the Rio Grande; and that this General Assembly do respectfully recommend to Congress to establish suitable territorial governments over all said countries, and particularly to make the famous city of Monterey a seat of Government of one of the said territories."

On motion of Mr. Johnston,

The resolutions and proposed amendments were laid on the table.

A message from the Senate by Mr. Moore, their Secretary:

*Mr. Speaker*: On Saturday last, the Senate concurred with the House of Representatives, in the adoption of their preamble and resolutions, in relation to the Mexican war, and commending our officers and soldiers engaged therein, as amended by the Senate.

In the amendment of the Senate, I am directed to ask the concurrence of the House of Representatives.

On motion of Mr. Denning,

*Resolved*, That the Governor's message, and Inaugural Address, be taken up, and so much of the inaugural address as relates to the funding of the State debt, be referred to the committee on Finance.

On motion of Mr. Eddy,

The message of Governor Ford, and the inaugural address of Governor French, were referred to a committee of the whole House, and made the order of the day for this day at 2 o'clock, P. M.

Mr. Cunningham offered for adoption the following resolutions; which were read, viz:

*Resolved*, That the committee on State Roads be instructed to inquire into the expediency of so amending the road law, now in force, as to give to the county commissioners a discretionary power to levy the tax as now

provided by law, or to require of each person subject to road labor, to perform a sufficiency of labor on the roads, as to keep them in good order, in lieu of the said taxes.

*Resolved*, That the committee on Education be instructed to enquire into the expediency of repealing the 12th section of the school law, in force, so as to allow each township or neighborhood to employ whom they please to teach their schools, and judge of the qualification of their own teachers, &c.

Mr. Robeson of McLean, called for a division of the question; and

The question being taken on the first resolution, it was decided in the affirmative.

The question was then taken on the second resolution, and decided in the affirmative.

Mr. Boyakin offered for adoption the following resolution which was read, viz:

*Resolved*, That the committee on Finance be instructed to inquire whether the county of Marquette pays its portion of State revenue, and if not, that said committee report a bill for a law so providing that in the event there shall be no assessing and collecting in said county, then and in that event that said county of Marquette for revenue purposes be attached to the county of Adams, and that all arrearages of revenue be collected.

Mr. Morris moved to amend said resolution by striking out the word "Adams;" which was not agreed to.

The question was then taken on the adoption of said resolution, and decided in the affirmative.

Mr. D'Wolf introduced for adoption the following resolution; which was read, viz:

*Resolved*, That the committee on the Judiciary be instructed to inquire into the expediency of so changing the present usury law of this State as to allow of money being borrowed or lent at a higher rate of interest than the present legal rates.

Mr. Kretsinger moved to lay said resolution on the table; which was not agreed to.

Mr. Pickering moved to amend said resolution by inserting the following:

*Resolved*, That said committee be requested to inquire into the propriety of furnishing the citizens of Illinois with a reasonable supply of specie paying paper currency upon sound constitutional method at reasonable rates.

On motion of Mr. Omelveny,

Said amendment was laid on the table.

The question was then taken on the adoption of the resolution, and decided in the affirmative, by ayes and nays, on the demand of Messrs. Pickering and Grubb, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Fulton, Bailey of Rock Island, Barber, Blake-man, Bragg, Campbell, Chapman, Constant, Cross, Cummings, Curts, Dana, Davis, D'Wolf, Eads, Eddy, Ela, Epperson, Erwin Glenn, Gilmore, Glover, Harrington, Hansford, Hendry, Huffman, Kretsinger, Kinney, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon,

McConnell, Mann, Martin, Miller, Miner, Morris, Morrison of Monroe, Morton, Omelveny, Pierson, Remann, Reynolds, Robb, Robinson of Me-nard, Stanley, Stark, Seehorn, Sherman, Stickney, Simms, Skinner, Swing, Smith, Stookey, Thomas of Bureau, Thomas of Morgan, Turner, Wallace, Wardlaw, Watson, West Wright, Wilcox and Williams.—67.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Boyakin, Cantrill, Casey, Caswell, Creel, Cockle, Cunningham, Denning, Enloe, Funkhouser, Griffith, Grubb, Har-pole, Hart, Hayes, Hick, Higgins, Hodges, Janney, Johnston, Long, Lu-kins, McDowell, Marshall, Morrison of Hancock, Pickering, Prevo, Ran-dolph, Robeson of McLean, Rhodes, Rutledge, Slocumb, Stokes, Shum-way, Tucker, Underwood, Williamson, White, Wynne and Mr. Speak-er.—41.

Mr. Thomas of Morgan offered for adoption the following resolution; which was read, viz:

*Resolved by the General Assembly*, That the returns of the census taken in 1845, be committed to a joint committee of the House and Senate to consist of two members of the House and one of the Senate from each judicial circuit, and that said joint committee prepare and report a bill apportioning the representation in the two Houses among the several counties in the State according to the constitution.

*Resolved further*, That in fixing the apportionment aforesaid, the House shall consist of \_\_\_\_\_ members, and the Senate of \_\_\_\_\_ members.

*Resolved further*, That said committee shall first fix the representation in the Senate commencing with the counties in the north-west end of the State, and passing down the Mississippi river to the mouth of the Illinois; then passing back north to the north line of the State, and commencing again in the north east end of the State and passing south and down the Illinois and Mississippi to the mouth of the Ohio river, and thence pas-sing back, arranging the remainder of the counties to the north line of the State.

*Resolved further*, That in all cases where a county should not contain a sufficient population to entitle it to a Senator, the county or counties next adjoining the same shall be added thereto until the required number shall be obtained, and in no case shall two Senators be elected in the same district, and the same rule shall be adopted and adhered to in ap-portioning the representation of the House.

Mr. Thomas of Morgan, moved to refer the said resolutions to a com-mittee of the whole House, and make them the order of the day for to-mor-row, at 2 o'clock, P. M.; which was agreed to; wher,

On motion of Mr. Denning,

Said resolutions were laid on the table.

On motion of Mr. Reynolds,

*Resolved*, That the use of this Hall be given on Friday evening next, for the reception of the strangers and citizens of Springfield, on the occa-sion of the election of a United States Senator.

Mr. Robeson of McLean, offered for adoption the following resolution; which was not agreed to, viz:

*Resolved*, That the jurisdiction of justices of the peace in all cases of debt, shall be confined to their respective precincts.



Mr. Hayes, on leave, introduced a bill for "An act to amend the law in relation to the crime of murder;" which was read, and

*Ordered to a second reading.*

Mr. Underwood moved to dispense with the rule, and read the bill a second time by its title; which was not agreed to.

Mr. Eddy, on leave, introduced a bill for "An act for the relief of the inhabitants of Shawneetown, in respect to certain dockets;" which was read, and

*Ordered to a second reading.*

Mr. Eddy moved to dispense with the rule, and read the bill a second time by its title; which was not agreed to.

Mr. Thomas of Morgan, on leave, introduced a bill for "An act to incorporate the Illinois Conference Female Accademy."

Mr. Boyakin moved to dispense with the rule, and read the bill by its title; which was not agreed to.

The bill was then read, and

*Ordered to a second reading.*

Mr. Fry, on leave, introduced a bill for "An act to transcribe certain records in Greene county;" which was read, and

*Ordered to a second reading.*

On motion,

The House adjourned until two o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment,

On motion of Mr. Boyakin,

The question taken this forenoon, on referring the message of Gov. Ford, and the Inaugural Address of Gov. French, to a committee of the whole House, was reconsidered.

The Speaker laid before the House a report from the Public Printer, relative to the amount of work done, and money received, since the preceding session of the Legislature; which was read, and,

On motion of Mr. Boyakin,

Referred to the committee on Public Accounts and Expenditures.

The Speaker also laid before the House the biennial report of the Board of Directors of the Illinois Asylum for the education of the deaf and dumb; which, without reading, was,

On motion of Mr. Hendry,

Referred to the committee on Education.

The Speaker also laid before the House a communication from the Secretary of State, inclosing resolutions from several States relative to matters of national policy, &c.; which was read, and,

On motion of Mr. Huffman,

The communication and resolutions were referred to the committee on Federal Relations.

The Speaker also laid before the House a report from the Inspectors of the Penitentiary, detailing their operations since their appointment; which, without reading, was,

On motion of Mr. Hendry,

Referred to the committee on the Penitentiary.

Mr. Shumway, on leave, introduced a bill for "An act to amend an act entitled 'An act to exempt certain property from execution;'" which was read.

The question was then taken on ordering the bill to a second reading, and decided in the negative.

On motion of Mr. Martin,

Three hundred copies of the report of the inspectors of the penitentiary, this day laid before the House, was ordered to be printed for the use of the House.

The amendment of the Senate to the preamble and resolutions of the House relative to the Mexican war, &c., was concurred in.

*Ordered*, That the Clerk inform the Senate thereof.

Mr. Morton, on leave, introduced a bill for "An Act to incorporate the Illinois Retreat for the Insane;" which was read, and

*Ordered* to a second reading.

Mr. Martin, on leave, introduced a bill for "An act to incorporate the Illinois Literary and Historical Society;" which was read, and

*Ordered* to a second reading.

Mr. Martin moved to dispense with the rule and read the bill a second time by its title; which was not agreed to.

Mr. Little of Will, on leave, introduced a bill for an act entitled "An act repealing an act approved March 3d, 1845, authorizing administrators and executors from other States to prosecute suits in this State;" which was read.

The question was taken on ordering the bill to a second reading; which was decided in the negative.

Mr. Underwood, on leave, introduced a bill for "An act to prevent trespass on land;" which was read, and

*Ordered* to a second reading.

The bill for an act to amend "An act relative to justices of the peace and constables," approved March 3d, 1845, was read the second time.

Mr. Robeson of McLean, moved to amend said bill by striking out the word "three," and inserting the word "two;" which was not agreed to.

Mr. Hayes moved to refer the bill to the committee on the Judiciary.

On motion of Mr. Reynolds,

Said bill was referred to a committee of the whole House, and made the order of the day for this afternoon.

On his further motion,

The House resolved itself into committee of the Whole, Mr. Boyakin in the chair; and, after some time spent therein, the committee rose, and through their chairman, reported said bill back to the House, and asked to be discharged from the further consideration of the bill.

The question being on discharging the committee of the Whole from the further consideration of said bill,

On motion,

The House adjourned.

TUESDAY, DECEMBER 15, 1846.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Bergen.

On motion of Mr. Boyakin,

The reading of the journal was dispensed with.

Mr. Denning presented the petition of J. B. Kimball, praying an allowance for provisions, &c. furnished Major Warren, whilst in Hancock, by order of the Governor; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. D'Wolf presented the petition of Stevens & Trenchery, praying compensation for the storage of certain railroad iron; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Rutledge, on leave, introduced a bill for "An act to confine justices of the peace and constables to the districts in which they are elected;" which was read, when,

The question was taken on ordering the bill to a second reading, and decided in the negative.

Mr. Little of Will, presented the petition of sundry citizens of Joliet and vicinity, praying the passage of a law restoring Charles W. Dodd to the rights of citizenship; which was read, and, on his motion, referred to the committee on the Judiciary.

A message from the Senate, by Mr. Moore, their Secretary.

*Mr. Speaker:* I am directed to inform the House of Representatives, that the Senate have concurred with them in the adoption of their several preambles and resolutions, commending the conduct at Monterey, of Lieutenants Pope and Scarritt, and having reference to the relinquishment of certain school lands in exchange for others, &c.

Mr. Reynolds, on leave, introduced a bill for "An act to incorporate the St. Clair Turnpike Company;" when,

On motion of Mr. Huffman,

The rule was dispensed with, and the bill read the first time by its title and

*Ordered* to a second reading.

Mr. Randolph presented the petition of James Dye and other citizens of Hancock and McDonough counties, praying the repeal of a certain road therein named; which, without reading, was, on his motion, referred to the committee on State Roads.

Mr. Glover moved to dispense with the rule, to introduce a bill; which was not agreed to.

Mr. Glover presented the petition of the county commissioners and other citizens of Kendall county, praying the passage of a law authorizing the county commissioners of said county to employ some suitable person to make a local index, &c.; which was read, and on his motion, referred to the committee on Counties.

On motion of Mr. Little of Fulton,

*Resolved*, That so much of the Inaugural Address of Gov. French, as relates to the militia of this State, be referred to the committee on the Militia, with instruction to report by bill or otherwise, at an early day.

Mr. Boyakin, from the select committee to which was referred the communication from the Secretary of State, with an abstract of the vote cast for and against a convention, &c., made a report thereon; which was read, accompanied by the following resolution, viz:

*Resolved by the House of Representatives, the Senate concurring herein,* That a joint select committee of nine on the part of the House, and six on the part of the Senate, be appointed, with instructions to prepare and report a bill for an act to apportion among the several counties of this State their respective number of delegates to attend in convention, to revise, alter or amend the constitution of this State.

On motion of Mr. Denning,

Said resolution was amended, by striking out "nine," and inserting "eighteen;" also, by striking out "six," and inserting "nine."

The resolution, as amended, was then adopted.

*Ordered,* That Messrs. Boyakin, Denning, Logan of Sangamon; Davis, Skinner, Little of Will, Glover, Cockle, Thomas of Morgan, Fry, Martin, Remaun, Wynne, Pickering, Hendry, Little of Fulton, Kretsinger and Bailey of Rock Island, be the committee on the part of the House.

*Ordered,* That the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Huffman,

*Resolved,* That the committee on Finance be instructed to inquire into the expediency of so amending the revenue law as to cause the collectors of the several counties in this State to meet the people at their respective places of voting in the different precincts of the county, for the purpose of receiving the State and county revenue; and that the school fund for each county shall be collected in specie, and paid out in the same.

Mr. McDowell offered for adoption the following resolution, viz:

*Resolved,* That the committee on Roads be instructed to inquire into the propriety of so amending the law in relation to roads, approved March 3, 1845, as to provide for the election of supervisors of roads by the people in their respective road districts; and that they be allowed a compensation for their services.

Mr. Higgins moved to amend the resolution by striking out all after the word "resolved," and inserting the following in lieu thereof, viz:

"That the committee on Roads be required to inquire into the expediency of reporting a bill to allow supervisors of roads proper compensation for their services."

The question being taken on the adoption of the proposed amendment, it was decided in the affirmative.

The resolution was then adopted.

On motion of Mr. Logan of Sangamon,

*Resolved,* That the committee on the Judiciary, be instructed to inquire into the expediency of repealing or modifying so much of the first section of the 57th chapter of the Revised Statutes of 1845, to judgments and executions as declares the term "real estate" in said section shall be construed "to include all interest of the defendant or any person to his use held or claimed by virtue of any deed, bond, covenant or otherwise for a conveyance or as mortgagee or mortgagor of lands in fee for life or for years."

On motion of Mr. Barber,

*Resolved*, That the committee on the Penitentiary be instructed to inquire into the expediency of providing by law, for a Chaplain to the Penitentiary.

Mr. Swing offered for adoption the following resolution; which was read.

*Resolved*, That the committee on elections inquire into the expediency of delaying the time for holding the election for delegates to the convention until the first Monday in August next.

On motion of Mr. Cunningham,

Said resolution was laid on the table.

On motion of Mr. Sims,

*Resolved*, That the committee on Education be instructed to inquire into the expediency of requiring the school teachers, in the several school districts to return their schedule on oath, and that they report by bill or otherwise.

Mr. Stokes offered for adoption the following resolution; which was read, viz:

*Resolved by the House of Representatives, the Senate concurring herein*, That the two House of the General Assembly will meet in the hall of House of Representatives on Saturday the 19th inst. for the purpose of electing an Attorney General for the State of Illinois.

On motion of Mr. Morris,

Said resolution was laid on the table.

On motion of Mr. Turner,

*Resolved*, That the committee on Education be requested to examine into the expediency of so amending the 72d section of the school law, as to pay the same amount of the School, College and Seminary fund upon each schedule according to the number of days so returned; also the expediency of repealing the 84th and 85th sections of said law.

On motion of Mr. Thomas of Morgan,

*Resolved*, That the committee on Public Buildings, be instructed to inquire into the propriety of enlarging the room occupied by the Supreme Court, and of finishing the room back of the room occupied by the said court, so that it may be used for a library room, and that said committee report to the House the probable cost of so arranging the said rooms.

On motion of Mr. Sherman,

*Resolved by the House of Representatives, the Senate concurring herein*, That a joint committee, consisting of one on the part of the Senate and two on the part of the House, be appointed, to be styled the "Joint Standing Committee on Change of Names," to whom shall be referred all petitions for that purpose, to be reported in form of a bill including all names so changed, thereby condensing the subject, and avoiding useless expenditure.

On motion of Mr. Omelveny,

*Resolved*, That the committee on the Judiciary be instructed to inquire into the expediency of the passage of a law requiring sheriffs to give notice of the sale of real estate, in a newspaper, if any be published in the county in which said real estate may be situated.

Mr. Huffman offered for adoption the following resolution; which was not agreed to, viz:

*Resolved*, That the committee on the Judiciary be instructed to inquire into the expediency of so amending the criminal code of this State as to abolish capital punishment, and substitute solitary confinement in the penitentiary in lieu thereof, and that they report by bill or otherwise.

On motion of Mr. Underwood,

*Resolved*, That so much of the Governor's message as relates to State banks, be referred to the committee on Banks and Corporations.

Mr. Morris offered for adoption the following resolution, which was read, viz:

*Resolved*, That the Governor be requested to furnish this House at his earliest convenience, with the following information as nearly as he can ascertain it from accessible sources:

First. The amount of the internal improvement debt;

Second. The amount of the school debt;

Third. The amount of the State House debt;

Fourth. The nature and amount of all other indebtedness of the State exclusive of the canal debt.

On motion of Mr. Pickering,

The resolution was amended by striking out the words "exclusive of" in the fourth clause, and inserting the word "including" in lieu thereof.

The resolution as amended was then adopted.

Mr. Pickering offered for adoption the following resolution, which was read, viz:

*Resolved by the House of Representatives, the Senate concurring herein*, That a joint committee consisting of all the licensed lawyers in the House and Senate be appointed for the purpose of examining the revised code of the laws of this State, passed at the last session, and that they report to this House as early as practicable, making a complete correction of all the errors or mistakes, which said committee may be able to discover therein.

Mr. Denning moved to refer the resolution to the committee on the Judiciary; when,

On motion of Mr. Pickering,

The motion of reference was laid on the table.

The question was then taken on the adoption of the resolution, and decided in the affirmative.

*Ordered*, That Messrs. Reynolds, Thomas of Morgan, Logan of Sangamon. Underwood, McLain, Hays, Omelveny, Buckley, Everett, Bailey of Fulton, Martin, Boyakin, Eddy, Linder, Little of Will, Morris, Stickney, Denning, Janney, Marshall, Little of Fulton, Skinner, Glover, Kretsinger, Chapman, Wallace, and Morrison of Hancock, be that committee on the part of the House.

On motion of Mr. Barber,

*Resolved*, That the committee on Finance be instructed to inquire into the expediency of so amending the revenue laws as to make the assessment and collection of taxes by election precincts, and the assessor and collector of each precinct elective by the people.

On motion of Mr. Lukins,

*Resolved*, That the committee on State Roads be instructed to inquire into the expediency of the passage of a law, giving to the county commissioners' court the power to pass laws, regulating the amount of road labor and tax in their respective counties.

Mr. Shumway offered for adoption the following resolution; which was not agreed to, viz:

*Resolved*, That the committee on State Roads inquire into the expediency of so amending the road law, as to require that the road tax assessed upon the lands of non-residents be paid in the same kind of funds, that other taxes are collected in, instead of labor.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker*: I am directed to inform the House of Representatives, that the Senate have passed the accompanying resolution, providing that the committees of the two Houses on Public Roads appoint a joint sub-committee to condense the several bills passed into one act.

The Senate have also passed a bill, entitled, "An act extending the limits of the fifth judicial circuit;"

In which, the Senate ask the concurrence of the House of Representatives.

Mr. Marshall offered for adoption the following preamble and resolutions, viz:

**WHEREAS**, The present charges of physicians for their professional services in many parts of our State, bear no proportion to the reduced prices of labor and produce, and therefore tend materially and unnecessarily to increase the embarrassments of the people; and

**WHEREAS**, the peculiar circumstances under which their services are required, gives them who are so disposed full opportunity of taking advantage of the necessities of their patients; and the Legislatures of other States having interfered in the regulation of their fees, with the most happy consequences; therefore, that the community may know beforehand with certainty the cost of calling in a physician, and also be protected from the impositions of quacks, sciolists in their profession; therefore,

*Resolved*, That the committee on the Judiciary, be instructed to inquire into the propriety of enacting a law regulating the fees of physicians, and prohibiting men who have not the necessary qualifications from practising as such; and that said committee be instructed to report a bill to that effect, if they deem it advisable.

Mr. Wynne moved to amend said resolution by striking out the words "practising as such," and inserting in lieu thereof, the following words: "coercing payment from their customers."

Mr. Higgins moved to lay the whole subject on the table.

On this motion the yeas and nays were called for by Mr. Marshall and Mr. Johnston; pending which,

The House adjourned until 2 o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

On motion of Mr. Johnston,

A call of the House was ordered; and after proceeding therein for some time,

On motion of Mr. Thomas of Morgan,

Further proceedings under the call were dispensed with.

The question pending yesterday afternoon, when the House adjourned, on discharging the committee of the whole House from the further consideration of a bill for "An act to amend 'An act relative to justices of the peace and constables,'" approved, March 3, 1845, coming up for consideration, it was decided in the affirmative.

On motion of Mr. Reynolds,

Said bill was referred to a select committee of five.

*Ordered*, That Messrs. Reynolds, Long, Erwin, Huffman and Morrison of Hancock, be that committee.

On motion of Mr. Huffman,

The rule was dispensed with, and the bill for "An act to incorporate the Illinois Literary and Historical Society," was read the second time by the title.

On motion of Mr. Martin,

Said bill was referred to the committee on Banks and Corporations.

On motion of Mr. Huffman,

The rule was dispensed with, and the bill for "An act to incorporate the Illinois Conference Female Academy," was read the second time by the title.

On motion of Mr. Johnston,

Said bill was referred to the committee on Education.

On motion of Mr. Fry,

The rule was dispensed with, and the bill for "An act to transcribe certain records in Greene county," was read a second time by the title.

On motion of Mr. Fry,

Said bill was referred to the committee on the Judiciary.

On motion of Mr. Huffman,

The rule was dispensed with, and the bill for "An act to incorporate the Illinois Retreat for the Insane," was read the second time by the title.

On motion of Mr. Boyakin,

Said bill was referred to the committee on Banks and Corporations.

A bill for "An act to amend the law in relation to the crime of murder," was read the second time.

Mr. Hayes moved to amend said bill by adding the following as an additional section.

"Sec. 6. Any thing in this act contained shall not be considered to render necessary a change in the form of indictment for murder in the form now usual; the accused may be convicted of murder in the first degree, or of murder in the second degree, or of manslaughter, as the facts of the case may warrant."

Mr. Stickney moved to refer the bill and proposed amendment to a select committee; when,

On motion of Mr. Thomas of Morgan,

The bill and proposed amendment were referred to the committee on the Judiciary.

On motion of Mr. Eddy,

The rule was dispensed with, and the bill for "An act for the relief of the inhabitants of Shawneetown in respect to certain dockets," was read a second time by the title.

On motion of Mr. Eddy,

The bill and petition were referred to the committee on the Judiciary.



"A bill for "An act to prevent trespass on land, was read a second time.

On motion of Mr. Boyakin,

Said bill was referred to the committee on the Judiciary.

Mr. Skinner, from the committee on Finance, reported a bill for "An act making partial appropriations;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Skinner,

The rule was dispensed with, and the bill read a second time by its title, and

*Ordered* to be engrossed for a third reading.

Mr. Boyakin moved to postpone indefinitely the further consideration of the bill, which was not agreed to.

On motion of Mr. Logan of Sangamon,

The rule was dispensed with, and the bill read a third time by its title, and passed.

*Ordered*, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Blakeman, on leave, introduced a bill for "An act for the relief of the assessor of Madison county;" which was read, and

*Ordered* to a second reading.

Mr. Logan of Sangamon, on leave, introduced a bill for "An act to fix the pay of county commissioners;" which was read, and

*Ordered* to a second reading.

Mr. Little of Fulton, on leave, introduced a bill for "An act to regulate the fees of the clerks of the county commissioners' court, in their respective counties, in relation to marriage license, and to increase the school fund of this State;" which was read, and

*Ordered* to a second reading.

Mr. West offered for adoption the following resolution:

*Resolved*, That the committee on Elections, to whom was referred the question as to the title of the gentlemen from Marquette to seats in this House, are requested to make their report at the earliest date within their power.

On motion of Mr. Logan of Sangamon,

Said resolution was laid on the table.

The Senate bill for "An act extending the limits of the fifth judicial circuit, was read, and

*Ordered* to a second reading.

Mr. Hendry moved to dispense with the rule, and read the bill the second time by its title; which was not agreed to.

Mr. Underwood, on leave, introduced a bill for "An act in relation to assessment of Taxes in St. Clair county;" which was read, and

*Ordered* to a second reading.

Mr. Boyakin, on leave, introduced a bill for "An act to repeal certain laws, that provide for the location of a certain State road, in the county of Marion;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Pickering,

The vote taken on ordering the bill for "An act to regulate the fees of the clerks of the county commissioners' court in their respective counties

in relation to marriage license, and to increase the school fund of this State," was re-considered, and said bill

*Ordered* to a second reading.

Mr. Stickney, on leave, offered for adoption the following resolution; which was read and adopted, viz:

*Resolved*, That our Senators in Congress be instructed, and our Representatives requested, to use their best exertions and talents to procure the passage of an act increasing the pay of volunteers in the army now in Mexico to ten dollars per month.

Mr. Constant, on leave, offered for adoption the following resolution; which was not agreed to, viz:

*Resolved by the House of Representatives*, That a committee of three be appointed by the Chair for the purpose of ascertaining, as near as may be, what proportion of the electors of this State are Germans.

On motion of Mr. Martin,

The vote taken on the adoption of the resolution submitted by Mr. Stickney, relative to an increase of the pay of the soldiers in Mexico, was reconsidered.

Mr. Martin moved to amend said resolution, by striking out "ten," and inserting "twelve."

On motion of Mr. Morris,

The resolution and proposed amendment were laid on the table.

Mr. Hayes, on leave, offered the following resolution, which was adopted, viz:

*Resolved*, That the committee on the Judiciary inquire whether it be not expedient to amend the rules of evidence as applied to the accounts of physicians, lawyers, and men of other professions and employments, so as to prevent combinations for purposes of extortion, if such amendment be made.

Mr. Little of Fulton, offered for adoption the following resolution; which was not agreed to, viz:

*Resolved*, That the committee on Education be requested to inquire into the expediency of reporting a bill to this House, having for its object the appropriation of the specie now in the treasury, and the three per cent. fund now due the State, to the payment of the interest due upon the school fund.

A message from the Senate by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have concurred with the House of Representatives in the passage of a bill entitled:

"An act making partial appropriations," as amended.

In the amendments the Senate have made, they direct me to ask the concurrence of the House of Representatives.

On motion of Mr. Morris,

The resolution submitted by Mr. Stickney, relative to the pay of the soldiers in Mexico, together with the amendment proposed, was taken up for consideration; when,

Mr. Stickney moved the adoption of the following as a substitute therefor, viz:

*Resolved by the House of Representatives, the Senate concurring herein*, That our Senators in Congress be instructed, and our Representatives requested, to use their best endeavors to procure the passage of a law in

creasing the pay of the private soldiers (volunteers and regulars) now in Mexico, or hereafter to be sent there, to twelve dollars per month.

*Resolved*, That the Governor of this State transmit a copy of these resolutions to our members in Congress.

Mr. Denning moved to amend the proposed substitute, by striking out "twelve," and inserting "twenty;" which was decided in the affirmative, by yeas and nays, on the demand of Messrs. Denning and Sims, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Bragg, Boyakin, Brown, Campbell, Cantrill, Casey, Caswell, Creel, Chapman, Constant, Cummings, Cunningham, Curts, Dana, Davis, Dawson, Denning, D'Wolf, Eada, Ela, Enloe, Ep-  
person, Erwin, Fry, Funkhouser, Glenn, Griffith, Glover, Grubb, Har-  
rington, Hansford, Harpole, Hayes, Hick, Higgins, Hodges, Huffin-  
Janney, Johnston, Kinney, Little of Fulton, Little of Will, Logan of Jack-  
son, Logan of Sangamon, Long, Lukins, McConnell, McDowell, Mann,  
Marshall, Miller, Miner, Morris, Morrison of Monroe, Morton, Omelveny,  
Pickering, Prevo, Randolph, Remann, Reynolds, Robb, Robeson of  
McLean, Robinson of Menard, Rhodes, Rutledge, Stanley, Stark, See-  
horn, Sherman, Sims, Skinner, Swing, Smith, Slocumb, Stokes, Stookey,  
Shumway, Thomas of Bureau, Thomas of Morgan, Turner, Underwood,  
Wallace, Wardlaw, Watson, West, Wright, Wilcox, Williams, William-  
son, White, Wynne and Mr. Speaker.—99.

Those who voted in the negative, are,

Messrs. Cockle, Cross, Kretsinger, Martin, Stickney, Tappan and  
Tucker.—7.

A message from the Senate by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have adopted the accompanying resolution proposing that the two Houses of the General Assembly meet in the Hall of the House of Representatives, on Saturday the 19th inst., for the purpose of electing two Judges of the Supreme Court of this State, and other officers.

In the adoption of which they ask the concurrence of the House of Representatives.

Mr. Hayes moved to amend the proposed substitute, by adding at the end of the first resolution, the following, viz:

"And if they cannot obtain the passage of such a law, they use their efforts to obtain such an increase of the pay of volunteers as may be reasonable and just."

Mr. Thomas of Morgan, moved to lay the amendment proposed by Mr. Hayes on the table.

On this motion, the yeas and nays were demanded by Messrs. Stickney and Denning; when,

On motion,

The House adjourned.

WEDNESDAY, DECEMBER 16, 1846.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Dresser.

On motion of Mr. Denning,

The reading of the Journal was dispensed with.

Mr. Cockle presented the petition of John Hamlin, praying the change of a certain name therein mentioned; which, without reading, was, on his motion, referred to the joint committee on Change of Names.

Mr. Constant presented the petition of the Synod of the Evangelical Lutheran Church of this State, relative to the improvement of the moral condition of the convicts in the penitentiary; which was read, and,

On motion of Mr. Huffman,

Referred to the committee on the Penitentiary.

Mr. Barber presented the petition of the county commissioners of La Salle county, praying for a change in the law, relative to certificates issued to jurors; which was read, and, on his motion, referred to the committee on Counties.

The Speaker laid before the House a communication from A. H. D. Butley, enclosing two poll-books of an election held in Marquette county; which was read, and,

On motion of Mr. Huffman,

Referred to the committee on Elections.

A message from the Senate by Mr. Moore, their Secretary:

*Mr. Speaker*, The Senate have adopted the following resolutions, in which I am directed to ask the concurrence of the House of Representatives.

*Resolved by the Senate, the House of Representatives concurring herein*, That a joint select committee of one on the part of the Senate, and two from the House of Representatives, from each Judicial Circuit, be appointed for the purpose of reporting a bill fixing the apportionment of the representation in the General Assembly, under the census of 1845.

*Resolved*, That said committee is hereby instructed to apportion the representation of the State on the ratio of not less than twenty thousand inhabitants for a Senator, and not less than eight thousand for a Representative, as exhibited by the returns of the census taken in 1845.

The Senate have appointed Messrs. Judd, Sutphin, Morrison, Davis of Massac, Dunlap, Brown, Sanger, McRoberts and Boal, the committee on their part.

MICHAEL C. McLEAN, a Representative from the counties of Lawrence and Richland, appeared, was qualified, and took his seat.

The preamble and resolutions submitted yesterday by Mr. Marshall, relative to the charges of physicians, &c., coming up for consideration,

The question recurred on the motion made by Mr. Higgins, to lay the preamble and resolutions together with the proposed amendment, on the table, and was decided in the negative, by yeas and nays, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Fulton, Bailey of Rock Island, Boyakin, Brown, Campbell, Cantrill, Caswell, Cockle Constant, Cross, Davis, D'Wolf, Eads, Ela, Erwin, Funkhouser, Glenn, Griffith, Harrington, Hansford,

Hodges, Huffman, Janney, Little of Fulton, McDowell, Mann, Miller, Miner, Morris, Morrison of Hancock, Remann, Robb, Robeson of McLean, Robinson of Menard, Stark, Stickney, Swing, Shumway, Turner, Wallace, West, Williams and Williamson.—43.

Those who voted in the negative, are,

Messrs. Archer, Barber, Blakeman, Bragg, Casey, Creel, Chapman, Cummings, Cunningham, Curtis, Dawson, Denning, Enloe, Epperson, Fry, Gilmore, Glover, Grubb, Harpole, Hayes, Hendry, Hick, Higgins, Johnston, Kretsinger, Kinney, Little of Will. Long, Lukins, McConnell, Marshall, Martin, Morrison of Monroe, Morton, O'Conner, Omelveny, Peirson, Pickering, Prevo, Randolph, Reynolds, Rhodes, Rutledge, Stanley, Seehorn, Sherman, Sims, Skinner, Smith, Slocumb, Stokes, Stookey, Tappan, Thomas of Morgan, Tucker, Wardlaw, Watson, Wright, Wilcox, White, Wynne and Mr. Speaker.—73.

The question then recurring on the amendment proposed by Mr. Wynne, it was decided in the negative.

Mr. Higgins moved to amend the resolution, by striking out the words, "and prohibiting men who have not the necessary qualifications from practising as such;" which,

On motion of Mr. Pickering,

The proposed amendment was laid on the table.

The question was then taken on the adoption of the preamble and resolution, and decided in the affirmative.

The resolution relative to an increase of pay of soldiers in Mexico, coming up for consideration,

Mr. Hayes withdrew his amendment.

The substitute proposed by Mr. Stickney, as amended, was then adopted

Mr. Kretsinger offered for adoption the following preamble and resolutions:

*WHEREAS*, the citizen who voluntarily enrolls himself in the armies of the Republic, and perils his life in her defence, by that act, commends himself and his family to the care of his God, and the gratitude of his country: *And whereas*, it is the highest and most sacred duty of every Government to make suitable provision for the individuals who may suffer, and for the families of those who may sacrifice their lives in the maintenance of the national honor and the national rights; *And whereas*, the present is peculiarly a time when the pruning knife of retrenchment and reform should be used vigorously in every department of the government; *And whereas*, most especially the compensation allowed to members of Congress, is inordinately high: Therefore,

*Resolved*, As the sense of this Legislature, that a law should be passed by Congress at its present session, making suitable provision for the maintenance and support of the families of those who may have lost, or who shall hereafter lose their lives in the service of the country, to continue for such time as Congress in its wisdom may deem fit and just.

*Resolved*, further, That a law shall also be passed by Congress at its present session, providing for the suitable maintenance and support of those, whether heads of families or not, who may have been, or who shall hereafter be in any manner disabled while in the service of the country, whether such disability shall have been occasioned by wounds received

in actual conflict, or by sickness induced by the rigors of the climate in any section in which the army may for the time being be situated.

*Resolved, further,* That the per diem allowance of Congress, should be reduced from eight to five dollars per day, and that the mileage of members should be regulated upon some system more compatible with a just compensation for the time employed, and the expenses incurred in going to and returning from the seat of Government.

*Resolved,* That a copy of the foregoing resolutions be transmitted to each of our Senators and Representatives in Congress, and that our Senators be instructed, and our Representatives be requested, to use their best endeavors to carry into effect the above resolutions.

Mr. Martin called for a division of the question.

Mr. Reynolds proposed to amend the resolutions by inserting the following:

*“Resolved,* That the pay of members of the General Assembly of the present session, shall be two dollars and fifty cents per day.”

On motion of Mr. Thomas of Morgan,

The preamble and resolutions, with the proposed amendment, were referred to a committee of the whole House, and made the special order of the day for Monday next.

On motion of Mr. Cunningham,

*Resolved,* That the Retrenchment committee be instructed to inquire into the expediency of reducing the fees of all the county officers, particularly Probate Justices of the Peace, Clerks of the Circuit and County Commissioners' Courts, Sheriffs, Justices of the Peace and Constables, and that they report by bill or otherwise.

On motion of Mr. Rhodes,

The following preamble and resolutions were adopted:

WHEREAS, it is the true policy of the Congress of the United States, to encourage the sale and settlement of the public lands thereof: *And whereas,* the land system of the United States, now in being, tends to retard rather than to promote the population of the new states: *And whereas,* it is the solemn duty of the Legislature of this State to promote the rapid population of the territory within her boundaries, with a view to the payment of her debt; *And whereas,* the increase of population will be attended with a corresponding increase of resources, and the greater the number of tax payers, the greater the amount of revenue arising to the State: Therefore,

*Resolved by the General Assembly of the State of Illinois,* That the Senators in Congress from this State be, and they are hereby instructed, and our Representatives in Congress be requested, to use their best endeavors to procure the passage of a law to reduce the prices of the public lands lying within the limits of the States, or for their cession to the States in whose boundaries they are, as the one or the other proposition may be most practicable.

*Resolved,* That the Governor of this State be respectfully requested to cause a copy of the foregoing preamble and resolutions to be forwarded to each of our Senators and Representatives in the Congress of the United States.

On motion of Mr. Reynolds,

*Resolved,* That the committee on Public Buildings and Public Ground,

be instructed to inquire into the expediency of repairing the steps on the south door of the Capitol, and to cause a *lighted* lamp to be kept out side the said door at night.

On motion of Mr. Barber,

*Resolved*, That the committee on Education be instructed to inquire into the expediency of amending the eighty-fifth section of the school law of this State, so as to vest the legal voters of school districts with power to increase the tax for building school houses, and supporting schools, and that they report by bill or otherwise.

Mr. Casey offered for adoption the following resolution; which was read, viz:

*Resolved by the House of Representatives, the Senate concurring here-in*, That the Treasurer of this State be hereby instructed to set apart the *gold and silver* now in the Treasury, or so much thereof as may be necessary to the payment of the interest due to the School, College and Seminary Fund, and that the same shall not be appropriated to any other purpose.

Mr. Reynolds moved to refer said resolution to the committee on the Judiciary; which was not agreed to.

Mr. Marshall moved to refer said resolution to the committee on Education.

On this motion the yeas and nays were called for by Messrs. Boyakin and Stokes.

On motion of Mr. Archer, a call of the House was ordered, and after proceeding some time therein,

On motion of Mr. Huffman, the further proceedings under the call were dispensed with; when,

On motion, the House adjourned till 2 o'clock P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

A resolution of the Senate, providing for the appointment of a joint select committee on Roads, was read and concurred in.

*Ordered*, That the Clerk inform the Senate thereof.

The resolution of the Senate, providing for the election of two Judges of the Supreme Court, an Attorney General, and Circuit Attorneys, on Saturday, the 19th inst., was read, and concurred in.

*Ordered*, That the Clerk inform the Senate thereof.

The amendment of the Senate to the bill for "An act making partial appropriations," was read.

Mr. Johnston moved to amend the Senate amendment, by adding the following:

*"Provided*, That a sufficiency of said money shall first be, and the same hereby is, set apart and appropriated to the payment of whatever interest may, on the first of January next, become due and payable to the several counties in this State, on the School, College and Seminary Fund."

Mr. Hayes moved to refer the bill and proposed amendment to the

committee on Finance, with instructions to inquire what effect the adoption of the proposed amendment would have upon the value of Auditor's warrants.

Mr. Denning moved to refer the whole subject to the committee on Education; when,

On motion of Mr. Cockle,

The motions of reference were laid on the table.

On his further motion,

The amendment proposed by Mr. Johnston was laid on the table, by yeas and nays, on the demand of Messrs. Johnston and Boyakin, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Barber, Bragg, Cantrill, Caswell, Cockle, Cross, Cummings, Curts, Dana, Davis, D'Wolf, Ends, Ela, Enloe, Epperson, Erwin, Everett, Glenn, Gilmore, Glover, Grubb, Harrington, Hansford, Harpole, Hendry, Higgins, Huffman, Janney, Kretzinger, Kinney, McLain, McConnell, Mann, Marshall, Miller, Miner, Morris, Morton, O'Conner, Peirson, Pickering, Robb, Robeson of McLean, Rhodes, Seehorn, Sherman, Stickney, Sims, Skinner, Swing, Tappan, Turner, Watson, and Wilcox.—56.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Rock Island, Blakeman, Boyakin, Brown, Buckley, Campbell, Casey, Creel, Chapman, Constant, Cunningham, Dawson, Denning, Fry, Funkhouser, Griffith, Hayes, Hick, Hodges, Johnston, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, Lukins, McDowell, Martin, Morrison of Hancock, Morrison of Monroe, Omelveny, Prevo, Randolph, Remann, Reynolds, Robinson of Menard, Rutledge, Stanley, Stark, Smith, Slocumb, Stokes, Stookey, Shumway, Thomas of Morgan, Tucker, Underwood, Wallace, Wardlaw, West, Wright, Williams, Williamson, White and Mr. Speaker.—55.

When the name of Mr. Hayes was called, he asked to be excused from voting, and the question being taken, the House refused to excuse him.

Mr. Boyakin moved to amend the Senate amendment by striking out section two, and inserting the following in lieu thereof, viz:

That the money now in the Treasury of this State, and the money received or hereafter to be received from the three per cent. fund be, and the same is hereby appropriated to the several counties of this State, according to their respective rights, towards the support of common schools.

To carry into effect the foregoing section, the Auditor of Public Accounts is hereby required to draw for the same upon the Treasurer as in other cases.

Mr. Hayes moved to postpone the whole subject, until Monday next; when,

On motion of Mr. Hendry.

The amendment proposed by Mr. Boyakin was laid on the table.

The question was then taken on the motion to postpone, and decided in the negative.

Mr. Johnston called for a division of the question.

Mr. Marshall moved to amend the Senate amendment, by striking out the words, or may come into the treasury previous to the first day of March, 1847; which was not agreed to.



The question was then taken on concurring with the Senate in their amendment to the first section of the bill, and decided in the affirmative.

The question then recurring on concurring with the Senate in the adoption of the second section of the bill, it was decided in the negative, by yeas and nays, on the demand of Messrs. Johnston and Martiu as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Brown, Barber, Bragg, Campbell, Cantrill, Creel, Cockle, Cross, Dana, D'Wolf, Eads, Enloe, Epperson, Erwin, Everett, Glenn, Hansford, Hendry, Janney, Kretsinger, Kinney, McConnell, Miller, Morris, Morton, O'Conner, Pierson, Pickering, Seehorn, Sherman, Stickney, Skinner, Tappan, Turner, Watson and Wilcox.—36.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Fulton, Bailey of Rock Island, Blakeman, Boyakin, Brown, Buckley, Casey, Caswell, Chapman, Constant, Cummings, Cunningham, Curtis, Davis, Dawson, Denning, Ela, Fry, Funkhouser, Gilmore, Griffith, Glover, Grubb, Harrington, Harpole, Hart, Hayes, Hick, Higgins, Hodges, Huffman, Johnston, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, Long, Lukins, McLain, McDowell, Mann, Marshall, Martin, Miner, Morrison of Hancock, Morrison of Monroe, Omelveny, Prevo, Randolph, Remann, Reynolds, Robb, Robeson of McLean, Robinson of Menard, Rhodes, Rutledge, Stanley, Stark, Sims, Swing, Smith, Slocum, Stokes, Stookey, Shumway, Thomas of Morgan, Tucker, Underwood, Wallace, Wardlaw, West, Wright, Williams, Williamson, White and Mr. Speaker.—77.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Dana,

*Resolved*, That in obedience to the recommendation of the late Executive of this State, Thursday the 16th inst., be observed by the citizens of this State, as a day of thank-giving and praise to the Dispenser of all good, for the continuance of the mercies and blessings which we enjoy. And in accordance with long established usages in many sections of our country.

*Resolved*, That the House now adjourn to Friday morning 10 o'clock. The House then adjourned.

### FRIDAY, DECEMBER 18, 1846.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Barger.

A message from the Governor by Thompson Campbell, Secretary of State.

*Mr. Speaker*, I am directed to lay before the House of Representatives, a communication in writing.

Mr. McLain presented the petition of William Conom and others, praying for a divorce; which, without reading, was, on his motion, referred to the committee on the Judiciary.

Mr. Sims presented the petition of Mary Ann Smart and others, citizens of Edgar county, praying the passage of a law authorizing her to dispose of certain lands therein described; which, without reading, was, on his motion, referred to the committee on the Judiciary.

Mr. Skinner presented the petition of Absalom and Sarah Funk, praying the change of the name of a person therein named; which, without reading, was, on his motion, referred to the joint committee on Change of Names.

Mr. Little of Fulton, presented the petition of James Maus and others, citizens of Fulton county, praying the establishment of a ferry therein named; which, without reading, was, on his motion, referred to a select committee of seven.

*Ordered*, That Messrs. Little of Fulton, Cockle, Long, D'Wolf, Wallace, Eads and Hayes, be that committee.

Mr. Seehorn presented the petition of William Hendry, asking payment for claims therein mentioned; which, without reading, was, on his motion, referred to the committee on claims.

Mr. Glover presented the petition of the Board of Trustees, and other citizens of the town of Ottawa, in La Salle county, praying an alteration in certain streets in said town; which, without reading, was, on his motion, referred to the committee on State Roads.

Mr. Hendry presented the petition of D. Houser, praying compensation for provisions furnished the German company of Quincy, by direction of the Governor in 1844; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Glover, from the committee on Counties, to which was referred the petition of the county commissioners and other citizens of Kendall county, relative to the records of said county, reported a bill for "An act in relation to the records of Kendall county;" which was read, and

*Ordered* to a second reading.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have adopted the accompanying preamble and resolutions, having in view severally, the following objects:

The procurement of pensions from the General Government, for persons employed in the ranging service of the United States, in the last war with Great Britain;

The instruction of our United States Senators, &c., concerning the graduation of the price of the public lands, and the cession thereof to the States in which they lie;

The like instruction relative to the improvement of the Mississippi river, and the Lake harbors;

The appointment of a joint committee composed of the Senators and Representatives from the second Judicial Circuit, to regulate the time of holding courts in that circuit; and

The instructions of the committees on Finance of the two Houses, with regard to an inquiry into the affairs of the late W. L. D. EWING, as Auditor of Public Accounts, &c.;

In the adoption of which, I am directed to ask the concurrence of the House of Representatives.

The Senate have also passed bills, entitled,

"An act to amend an act concerning wills, &c.;"

"An act to pay the balance due canal contractors;"

In the passage of which, I am further directed to ask the concurrence of the House of Representatives.

Mr. Morris, from the committee on the Judiciary, to which was referred the petition of the citizens of Joliet, asking the restoration of Charles W. Dodd to the rights of citizenship, reported a bill for "An act for the relief of Charles W. Dodd;" which was read, and

*Ordered* to a second reading.

Mr. Morris, from the same committee, to which was referred a bill for "An act to transcribe certain records in Greene county," reported the same back with an amendment; which was read and concurred in; and the bill as amended,

*Ordered* to be engrossed for a third reading.

Mr. Morris, from the same committee, to which was referred a resolution relative to an increase of the rate of interest, reported the same back, and asked to be discharged from the further consideration thereof; which was agreed to.

Mr. Skinner, from the committee on Finance, to which was referred a resolution relative to an amendment of the law in regard to the assessment and collection of taxes, reported the same back, and asked to be discharged from the further consideration thereof; which was agreed to.

Mr. Skinner from the same committee, to which was referred a resolution relative to an amendment of the revenue law, in regard to the manner of receiving State and county taxes, reported the same back, and asked to be discharged from the further consideration thereof; which was agreed to.

Mr. Morris, on leave, introduced a bill for "An act to provide against collectors' speculating in Auditor's warrants, and to increase the value thereof;" which was read, and

*Ordered*, to a second reading,

Mr. Cunningham moved to dispense with the rule, in order to introduce a bill; which was not agreed to.

Mr. Morton, from the joint select committee appointed to examine and revise the joint rules of the two Houses of the last session, made a report recommending the adoption of the old rules, with an additional one agreed upon by the committee. The report of the committee was adopted.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Hick,

The rule was dispensed with, and leave given him to introduce the following resolution; which was agreed to, viz:

*Resolved*, That a committee of nine be appointed by the Speaker for the purpose of preparing rules for the government of this House, and that said committee be requested to have the same printed for the use of the members, after they are approved by the House.

*Ordered*, That Messrs. Hick, Sherman, Thomas of Morgan, Logan of Sangamon, Boyakin, Janney, Wilcox, Hendry and Higgins be that committee.

The resolution submitted some days since by Mr. Casey, relative to the application of the money in the treasury, came up for consideration.

The question being on the motion to refer the resolution to the committee on Education, it was decided in the negative, by yeas and nays, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Brown, Buckley, Campbell Cantrill, Creel, Constant, Cross, Eddy, Everett, Hodges, Janney, Linder, Little of Will, Logan of Jackson, Long, Lukins, Marshall, Miner, Morris, O'Conner, Pickering, Sherman, Stickney, Skinner, Swing, Tappan and Thomas of Morgan.—27

Those who voted in the negative, are,

Messrs. Archer, Bailey of Fulton, Barber, Blakeman, Bragg, Boyakin, Boyle, Brown, Casey, Caswell, Cockle, Cummings, Cunningham, Curtis, Davis, Dawson, Denning, D'Wolf, Eads, Ela, Erwin, Fry, Funkhouser, Glenn, Gilmore, Griffith, Glover, Grubb, Harrington, Hansford, Harpole, Hart, Hayes, Hendry, Hick, Higgins, Huffinan, Johnston, Kretsinger, Kinney, Little of Fulton, Logan of Sangamon, McLain, McConnell, McDowell, Mann, Martin, Miller, Morrison of Hancock, Morrison of Monroe, Morten, Omelveny, Peirson, Prevo, Randolph, Remann, Reynolds, Robb, Robeson of McLean, Rhodes, Rutledge, Stanley, Stark, Seehorn, Sims, Smith, Slocumb, Stokes, Stookey, Shumway, Tucker, Turner, Underwood, Wallace, Wardlaw, West, Wright, Wilcox, Williams, Williamson, White, Wynne and Mr. Speaker.—32.

Mr. Hendry moved to lay the resolution on the table; which was not agreed to, by yeas and nays, on the demand of Messrs. Morris, and Little of Fulton, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Barber, Bragg, Cantrill, Creel, Cockle, Cross, Curtis, Davis, D'Wolf, Eads, Eddy, Erwin, Everett, Gilmore, Glover, Grubb, Harrington, Harpole, Hart, Hendry, Higgins, Kretsinger, Long, Lukins, McLain, McConnell, Mann, Marshall, Miller, O'Conner, Peirson, Pickering, Remann, Robeson of McLean, Seehorn, Sherman, Skinner, Swing, Tappan, Wallace and Wardlaw.—44.

Those who voted in the negative, are,

Messrs. Archer, Blakeman, Boyakin, Boyle, Brown, Buckley, Campbell, Casey, Chapman, Caswell, Constant, Cummings, Cunningham, Dawson, Denning, Ela, Fry, Funkhouser, Glenn, Griffith, Hansford, Hayes, Hick, Hodges, Huffinan, Janney, Johnston, Kinney, Linder, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, McDowell, Martin, Miner, Morris, Morrison of Hancock, Morrison of Monroe, Omelveny, Prevo, Randolph, Reynolds, Robb, Rhodes, Rutledge, Stanley, Stark, Stickney, Sims, Smith, Slocumb, Stokes, Stookey, Shumway, Thomas of Morgan, Tucker, Turner, Underwood, West, Wright, Wilcox, Williams, White, Wynne and Mr. Speaker.—66.

Mr. Hayes moved to amend the resolution by striking out the words "now in the treasury;" which was not agreed to, by yeas and nays, on the demand of Messrs. Morris and Johnston, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Barber, Bragg, Campbell, Cantrill, Caswell, Creel, Cross, Davis, Eddy, Ela, Enloe, Erwin, Everett, Glenn, Gilmore, Glover, Harrington, Hart, Hayes, Hendry, Higgins, Hodges, Huffman, Kretsinger, Kinney, Linder, Long, Lukins, McLain, Marshall, Miner, O'Conner, Robeson of McLean, Seehorn, Sherman, Sims, Skinner, Swing, Tappan, West, Wright and Wynne.—44.

Those who voted in the negative, are,

Messrs. Archer, Blakeman, Boyakin, Boyle, Brown, Buckley, Casey, Cockle, Constant, Cummings, Cunningham, Curtis, Dawson, Denning, D'Wolf, Eads, Fry, Funkhouser, Griffith, Grubb, Hansford, Harpole, Hick, Janney, Johnston, Little of Fulton, Little of Will, Logan of Sangamon, McConnell, McDowell, Mann, Martin, Miller, Morris, Morrison of Hancock, Morrison of Monroe, Omelveny, Peirson, Pickering, Prevo, Randolph, Remann, Reynolds, Robb, Rhodes, Rutledge, Stanley, Stark, Stickney, Smith, Slocumb, Stokes, Stookey, Shumway, Thomas of Morgan, Tucker, Turner, Underwood, Wallace, Wardlaw, Wilcox, Williams, Williamson, White and Mr. Speaker.—65.

Mr. Pickering moved to amend the resolution by adding the following: "and that no appropriation be made to the members of the Legislature, before the termination of the session; the amendment was not agreed to, by yeas and nays, on the demand of Messrs. Pickering and Wynne, as follows:

Those who voted in the affirmative, are,

Messrs. Blakeman, Boyakin, Brown, Cantrill, Casey, Cockle, Cunningham, Davis, Denning, Ela, Glenn, Gilmore, Glover, Hart, Johnston, Little of Will, Logan of Jackson, McDowell, Mann, Marshall, Miner, Morris, Morrison of Hancock, Morrison of Monroe, O'Conner, Omelveny, Robeson of McLean, Rhodes, Stark, Sherman, Sims, Skinner, Stookey, Thomas of Morgan, Tucker, Wardlaw, Wilcox, Williamson, White, Wynne and Mr. Speaker.—41.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Brown, Bailey of Fulton, Barber, Bragg, Boyle, Buckley, Campbell, Caswell, Creel, Constant, Cross, Cummings, Curtis, Dawson, D'Wolf, Eads, Eddy, Enloe, Erwin, Everett, Funkhouser, Griffith, Grubb, Harrington, Hansford, Harpole, Hayes, Hendry, Hick, Higgins, Hodges, Huffman, Janney, Kretsinger, Kinney, Linder, Little of Fulton, Logan of Sangamon, Lukins, McLain, McConnell, Martin, Miller, Morton, Peirson, Pickering, Prevo, Randolph, Remann, Reynolds, Robb, Rutledge, Stanley, Seehorn, Stickney, Swing, Smith, Slocumb, Stokes, Shumway, Tappan, Turner, Underwood, Wallace, West, Wright and Williams.—68.

On motion of Mr. Johnston, the previous question was ordered.

The question was then taken on the adoption of the resolution, and decided in the negative, by yeas and nays, on the demand of Messrs. Johnston, and Little of Fulton, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Blakeman, Boyakin, Brown, Buckley, Casey, Constant, Cummings, Cunningham, Dawson, Denning, Fry, Funkhouser, Griffith, Glover, Hick, Hodges, Johnston, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, McDowell, Martin, Miner, Morris, Morrison of Hancock, Morrison of Monroe, Omelveny, Prevo, Randolph, Reynolds, Rhodes, Rutledge, Stark, Stickney, Sims, Swing, Smith, Slocumb, Stokes, Stookey, Shumway, Thomas of Morgan, Tucker, Underwood, Wallace, West, Wright, Williams, Williamson, White and Mr. Speaker.—52.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Barber, Bragg, Boyle,

Campbell, Cantrill, Caswell, Creel, Cockle, Cross, Curts, Dana, Davis, D'Wolf, Eads, Eddy, Ela, Enloe, Everett, Glenn, Gilmore, Grubb, Harrington, Hansford, Harpole, Hart, Hayes, Hendry Higgins, Huffman, Janney, Kretsinger, Kinney, Linder, Long, Lukins, McLain, McConnell, Mann, Marshall, Miller, Morton, O'Conner, Peirson, Pickering, Remann, Robb, Robeson of McLean, Stanley, Seehorn, Sherman, Skinner, Tappan, Turner, Wardlaw, Wilcox and Wynne.—57.

On motion of Mr. Brown,

*Resolved*, That the committee on Internal Improvement, be instructed to inquire into the condition of the rail road leading from Springfield to the Illinois river, and whether said road may not be disposed of advantageously to the State in aid of the construction of the Springfield and Alton rail road, and that said committee report to this House the result of their deliberations.

Mr. Omelveny offered for adoption the following resolution; which was read.

*Resolved*, That the committee on the Judiciary be instructed to inquire into the expediency of the passage of a law making exempt from execution or attachment, property of volunteers in the war against Mexico during their absence, and that they report to this House at an early day by bill or otherwise.

Mr. Sims moved to lay said resolution on the table; which was not agreed to.

On motion of Mr. Underwood,

Said resolution was referred to the committee on the Militia.

A message from the Senate by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate insist upon the amendment they have made to the bill entitled "An act making partial appropriations," in which amendment the House refused to concur.

On motion of Mr. Peirson,

*Resolved*, That the committee on Education are hereby requested and instructed to inquire into the expediency of so amending an act relating to common schools, as to provide for the election of school directors, in case of deaths, resignations and removals; and further to inquire into the expediency of the passage of a law, so as to authorize a majority of the legal voters of school districts to tax themselves and all the taxable property in their districts, to raise moneys to a reasonable amount, to build school houses for common schools in their several districts, where they may be desired by a majority of the legal voters thereof.

On motion of Mr. Cockle,

*Resolved*, That the Auditor of Public Accounts be requested to report to this House, the amount which has been paid to clerks of counties, on sales of delinquent lands, so as to exhibit what amount, if any, has been received by clerks of counties, or by the State Treasurer, over and above the amount due the State for arrears of taxes and interest on such delinquent lands.

On motion of Mr. Denning,

*Resolved*, That the committee on the Judiciary be instructed to inquire into the propriety of allowing *tenants in common*, to pay taxes on their respective shares or interest in the land so held by them.

On motion of Mr. Pickering,

The rule was dispensed with, and the message from the Senate relative to the disagreeing votes of the two Houses on the passage of the bill making partial appropriations, was taken up for consideration; when,

On motion of Mr. Logan of Sangamon,

The House receded from its vote of non-concurrence.

The question was then taken upon concurring with the Senate in their amendment, and decided in the affirmative.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Griffith,

*Resolved*, That the use of the Representatives Hall be granted to the Common School Education Convention, on Saturday night next.

On motion,

The House adjourned.

### SATURDAY, DECEMBER 19, 1846.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Springer.

Mr. Hendry presented the petition of J. B. Schwindler and Wilson Lane, praying compensation for services rendered as a guard in conducting J. B. Backenstos from Quincy to Nauvoo, in obedience to the order of Major McDougall; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. McDowell presented the petition of certain citizens of Fulton county, asking compensation for services performed as volunteers, in answer to a call of the Governor; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Grubb presented the account of William L. Chrysap, for goods furnished the Pike county volunteers destined to the Mexican war; which, without reading, was, on his motion, referred to the committee on Claims.

On motion of Mr. Morris,

The rule was dispensed with, and leave given him to introduce a bill for "An act to provide for and preserve the evidence of the redemption of land sold on execution or decree;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Glover,

The rule was dispensed with, and leave given him to introduce a bill for "An act to authorize the school commissioners of La Salle county to sell a part of section 16, township 33 north, range three east, to the trustees of the town of Ottawa for a public burying ground;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Skinner,

The rule was dispensed with, and leave given him to introduce a bill for "An act to amend an act entitled 'An act to protect the canal lands against trespass,' approved March 7, 1837, and 'An act to amend 'An act to protect canal lands against trespass,' approved February 26, 1839,' approved February 27, 1845;" which was read, and

*Ordered* to a second reading.

On his further motion,

The rule was dispensed with, and said bill read the second time by its title, and referred to the committee on the Canal and Canal Lands.

On motion of Mr. Constant,

The rule was dispensed with, and leave given him to introduce a bill for "An act to incorporate a Literary and Theological Institute of the Evangelical Lutheran Church of the Far West, to be located in Hillsboro', Montgomery county, Illinois;" which was read by the title, and Ordered to a second reading.

A message from the Senate by Mr. Moore, their Secretary:

*Mr. Speaker:* I am directed to inform the House of Representatives that the Senate have concurred with them in the adoption of their resolution providing for the appointment of a joint committee on Change of Names.

Mr. Reddick is the Senate's part of the committee.

The Senate have also concurred with the House of Representatives in the adoption of their preamble and resolutions relative to the reduction of the price of the public lands; and have refused the like concurrence in relation to the resolution proposing the appointment of a joint committee comprising the legal gentlemen of the General Assembly, &c.

On motion of Mr. Hayes,

*Resolved,* That a select committee of three be appointed to inquire into the expediency of selling the mill property now owned by the State in White county; and that said committee report by bill or otherwise.

*Ordered,* That Messrs. Hayes, Hick and Huffman, be that committee.

On motion of Mr. Logan of Jackson,

The rule was dispensed with, and leave given him to introduce the following resolution, which was read:

*Resolved by the House of Representatives, the Senate concurring herein,* That both Houses of the General Assembly meet in the Hall of Representatives on Tuesday next at 2 o'clock, for the purpose of electing a Public Printer for the next two years.

Mr. Underwood moved to amend said resolution by adding the words "Auditor and Treasurer;" which was agreed to.

Mr. Thomas of Morgan, moved to amend said resolution by striking out "Tuesday next" and inserting "Monday the 28th;" which was not agreed to.

Mr. Sherman proposed to amend said resolution by adding "prosecuting attorney for the Cook county court;" which was agreed to.

On motion of Mr. Reynolds,

The previous question was ordered.

The question was then taken on the adoption of the resolution as amended, and decided in the affirmative.

*Ordered,* That the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Linder,

*Resolved,* That the Hall of Representatives be allowed on Monday evening next, for the adjourned meeting of the Illinois State Colonization Society.



On motion of Mr. Thomas of Morgan,

The rule was dispensed with to allow the Speaker to lay certain communications before the House;

Whereupon,

The Speaker laid before the House a communication from the Governor, transmitting the annual reports of the Illinois Mutual Fire Insurance company, for the years 1845 and 1846; which was read, when,

On motion Mr. Thomas of Morgan,

Said communication, together with the accompanying documents, was referred to the committee on Banks and Corporations.

The Speaker also laid before the House a communication from the Governor, transmitting the pay roll of the militia called into the service of the State in 1845, under the command of General Hardin; also the pay roll of the militia stationed in Nauvoo under the command of Major Parker; which was read, when,

On motion of Mr. Thomas of Morgan,

Said communication, together with the pay rolls, was referred to the committee on Claims.

The Speaker also laid before the House a communication from the Secretary of State, inclosing the proceedings of a meeting in relation to the Great Pennsylvania Railroad, held in the city of Philadelphia, on the 10th of December, 1845; which was read; when,

On motion of Mr. Thomas of Morgan,

The communication and accompanying documents were referred to the committee on Internal Improvements.

Mr. Morris, on leave, introduced a bill for "An act to incorporate Quincy Lodge, number twelve, of the Independent Order of Odd Fellows, of the city of Quincy;" which was read, and

Ordered to a second reading.

On motion of Mr. Reynolds,

The resolutions of the Senate relative to the appointment of a joint select committee to report a bill fixing the apportionment of the representation in the General Assembly under the census of 1845, were taken up for consideration.

Mr. Thomas of Morgan, moved to amend the Senate resolution by in setting the following:

*Resolved*, That said committee shall first fix the representation in the Senate; and in doing this they should commence with the counties in the north-west corner of the State, and proceed with the counties bordering on the Mississippi river, including not more than two ranges of counties, and pass down the Mississippi river to the mouth of the Illinois river; thence passing back and including the remainder of the counties west of the Illinois river, including the counties of La Salle, Grundy, Kendall, Dupage and Cook to the north line of the State; then commencing on the north line of the State, with the range of counties east of Cook county, and passing down the Illinois and Mississippi, including not more than two ranges of counties to the Ohio river, and passing north including all the counties not before arranged to the north line of the State; and that in fixing the representation in the House of Representatives the said committee shall reverse the foregoing order of arrangement, so that

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a fair and equal representation should be allowed to all the inhabitants of the State.

*Resolved*, That the Senatorial districts shall be so arranged as that but one Senator shall be elected in a district, and that when one county does not contain the required number to form a Senatorial District, the county or counties next adjoining in the order of arrangement should be added until the required number be obtained; and the same rules should be adhered to in fixing the representation in the House of Representatives, except that counties entitled to two or more representatives should not be divided into districts.

*Resolved*, That in no case shall a county containing the requisite population to be entitled to one or more representatives, be deprived of the right of electing such representative or representatives alone, and without connection with other counties.

Mr. Thomas of Morgan, moved to refer the resolutions and proposed amendment to a committee of the whole House; when,

On motion of Mr. Sherman,

The proposed amendment was laid on the table.

The question was then taken on the motion to refer the resolutions to a committee of the whole House, and decided in the affirmative.

On motion of Mr. Reynolds,

The House resolved itself into a committee of the Whole, Mr. Underwood in the chair; and, after some time spent therein, the committee rose, and Mr. Underwood, their chairman, reported that they had had under consideration the Senate resolutions relative to an apportionment of representation in the General Assembly; had made some progress therein, and directed him to ask leave to sit again.

The question was taken on granting leave to the committee to sit again, and decided in the affirmative.

On motion of Mr. Skinner,

*Resolved*, That the Secretary of State be requested to prepare and report to this House as soon as the same can be done, a tabular statement showing the aggregate population of each county, as exhibited by the census of 1845, and also that of 1810, and also showing the increase or decrease of population of each county, between those periods.

Mr. Underwood, on leave, introduced a bill for "An act to limit the time of commencing suits in certain cases;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Logan of Sangamon,

*Resolved*, That the committee on the Judiciary be instructed to inquire into the expediency of so modifying the laws in relation to usury, as to permit the lender to recover the principal and six per cent. interest, and avoid the contract as to any excess of interest above that sum.

Mr. Bailey of Fulton, on leave, introduced a bill for "An act to amend 'an act in relation to counties and county courts, approved March 3d, 1815;'" which was read, and

*Ordered* to a second reading.

On motion of Mr. Marshall,

*Resolved*, That the committee on the Judiciary be instructed to examine the existing laws, in relation to the power of the Executive to quell insurrections, and if they deem them insufficient for this purpose, that they

as soon as practicable report a bill extending the power of the Executive, so that he may act with promptness, energy and efficiency in the suppression of riots, mobs and insurrections.

On motion of Mr. Cunningham,

*Resolved*, That the committee on the Judiciary be instructed to inquire into the expediency of so amending the present law as to abolish entirely imprisonment for debt within this State, and that said committee report by bill or otherwise at an early day.

On motion of Mr. Shumway,

*Resolved*, That the committee on Education be instructed to inquire into the expediency of amending that portion of the 59th section of the school law, delegating power to the school trustees to purchase libraries, so as to leave it to the voters of townships to decide what kinds of books shall be purchased for the use of their schools.

On motion of Mr. Barber,

*Resolved*, That the committee on Roads be instructed to inquire into the expediency of so amending the road law, that each precinct shall compose one or more road districts, and that the supervisors in each precinct be elected by the people.

Mr. Morrison of Monroe, on leave, introduced a bill for "An act to raise the fees of grand and petit jurors;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Randolph,

*Resolved*, That the committee on Education be requested to inquire into the expediency of amending so much of section eighty-five of the present school law as requires two thirds of the legal voters of school districts to levy a tax for school and other purposes, to two-thirds of the legal voters polled at said elections.

Mr. Hayes offered for adoption the following resolution; which was read:

*Resolved*. That the House of Representatives adopt the following as one of its rules:

"Resolutions, except of inquiry, shall lie on the table one day before the same shall be subject to the action of the House."

On motion of Mr. Hick,

Said resolution was referred to the select committee on Rules.

On motion of Mr. McLain,

*Resolved*, That the committee on the Judiciary be instructed to inquire into the expediency of so amending an act entitled "An act regulating interest," as to enable guardians and other persons having money in their possession, belonging to minors, to loan the same at 10 per centum.

On motion,

The House adjourned until two o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

On motion of Mr. Casey,

*Ordered*, That the Clerk inform the Senate that the House is now ready to receive them in the hall of the House, to proceed to the election

of two Justices of the Supreme Court, one for the second and one for the fifth judicial circuits of this State; as also States' Attorneys for the first, second, fourth, fifth, sixth, seventh and ninth judicial circuits thereof; and also an Attorney General for the State of Illinois.

On motion of Mr. Janney.

A call of the House was ordered; and, after proceeding some time therein,

On motion of Mr. Denning,

The further proceedings under the call were dispensed with.

The Senate, preceded by their Speaker, entered the hall of the House, and took seats assigned them.

The Speaker of the House of Representatives announced that the two Houses of the General Assembly had met in joint convention to elect two Justices of the Supreme Court; an Attorney General, and prosecuting attorneys for the several circuits, except the third and eighth;

Whereupon,

The two Houses proceeded to the election of a Justice of the Supreme Court for the second judicial circuit, by ballot.

Mr. Judd, of the Senate, and Mr. Johnston, of the House, were appointed tellers.

Mr. McRoberts, of the Senate, nominated GUSTAVUS KÖRNER.

Mr. Gillespie, of the Senate, nominated BENJAMIN BOND.

The ballot having been counted, it appeared that,

GUSTAVUS KÖRNER had received ninety-five votes;

BENJAMIN BOND had received forty votes;

Scattering, seven votes.

Whereupon,

The Speaker of the House of Representatives declared GUSTAVUS KÖRNER, to be duly elected an Associate Justice of the Supreme Court of this State, for the second judicial circuit.

The two Houses then proceeded to the election, by ballot, of an Associate Justice of the Supreme Court, for the fifth judicial circuit.

Mr. Morris, of the House, nominated NORMAN H. PURPLE.

The ballots having been counted, it appeared that,

NORMAN H. PURPLE had received one hundred and two votes;

Scattering, twenty-two votes;

Blank, eleven votes;

Whereupon,

The Speaker of the House of Representatives declared NORMAN H. PURPLE to be duly elected an Associate Justice of the Supreme Court for the fifth judicial circuit.

The two Houses next proceeded to the election of Attorney General.

Mr. Denny, of the Senate, nominated ELIHU B. WASHBURN.

Mr. Denning of the House, nominated DAVID B. CAMPBELL.

The rolls of the two Houses having been called over, it appeared that,

DAVID B. CAMPBELL had received one hundred and one votes;

ELIHU B. WASHBURN had received thirty-eight votes;

Whereupon,

Mr. CAMPBELL was declared duly elected Attorney General for the State of Illinois.

Those who voted for Mr. Campbell, are,

Messrs. Allen, Brown, Catlin, Cavarly, Coudy, Dennis, Dunlap, Harris of Macoupin, Judd, McMillan, McRoberts, Markley, Matteson, Morrison, Reddick, Sanger, Smith, Stevenson, Sutphin, Sweat, Warren and Wilcox, of the Senate; and,

Messrs. Bailey of Brown, Bailey of Fulton, Barber, Bragg, Boyakin, Boyle, Campbell, Cantrill, Casey, Caswell, Chapman, Creel, Cuckle, Cunningham, Davis, Dawson, Denning, Ends, Eddy, Ela, Enloe, Erwin, Everett, Fry, Funkhouser, Glenn, Griffith, Glover, Grubb, Harrington, Hansford, Harpole, Hart, Hayes, Hendry, Hick, Higgins, Hodges, Janney, Johnston, Kretsinger, Kinney, Little of Fulton, Little of Will, Logan of Jackson, Long, McDowell, Mann, Marshall, Martin, Miller, Morris, Morrison of Monroe, Morton, O'Conner, Omelveny, Prevo, Reynolds, Robeson of Woodford, Rutledge, Stanley, Seehorn, Sherman, Stickney, Sims, Skinner, Swing, Slocumb, Stokes, Stookey, Shumway, Turner, Underwood, Wallace, Wright, Williamson, White, Wynne and Mr. Speaker, of the House of Representatives.

Those who voted for Mr. Washourn, are,

Messrs. Allison, Denny, Edwards, Gillespie, Hanson, Hendry, Kilpatrick, Miller, Noble and Powers, of the Senate, and

Messrs. Archer, Bailey of Rock Island, Blukeman, Buckley, Constant, Cross, Curtis, Dana, Gilmore, Huffman, Linder, Logan of Sangamon, Lukins, McLain, Minor, Morrison of Hancock, Pickering, Remann, Robb, Stark, Smith, Tappan, Thomas of Morgan, Tucker, Wardlaw, Watson, Wilcox and Williams, of the House of Representatives.

The two Houses then proceeded to the election of prosecuting attorneys for the several judicial circuits, specified in the resolutions.

Mr. Morton, of the House, nominated HENRY DUSENBURY, as a candidate for prosecuting attorney in the first judicial circuit; when,

On motion of Mr. Thomas of Morgan, of the House,

Mr. DUSENBURY was unanimously elected.

On motion of Mr. Reynolds, of the House,

PHILIP B. FOURIE was unanimously elected prosecuting attorney for the second judicial circuit.

Mr. Hayes, of the House, nominated ALFRED KITCHELL as a candidate for prosecuting attorney in the fourth judicial circuit; when,

On motion of Mr. Stickney, of the House,

Mr. KITCHELL was unanimously elected.

Mr. McDowell, of the House, nominated WILLIAM ELLIOTT, jr. as a candidate for prosecuting attorney in the fifth judicial circuit.

Mr. TUCKER, of the House, nominated O. S. SKINNER.

The rolls having been called, it appeared that,

Mr. ELLIOTT had received one hundred and two votes;

Mr. SKINNER, thirty-three votes;

Blank, two votes.

Those who voted for Mr. Elliott, are,

Messrs. Allen, Brown, Catlin, Cavarly, Coudy, Dunlap, Harris of Macoupin, Henry, Judd, McMillan, McRoberts, Markley, Matteson, Miller, Morrison, Reddick, Sanger, Smith, Stephenson, Sutphin, Sweat, Warren and Wilcox, of the Senate, and

Messrs. Bailey of Brown, Bailey of Fulton, Barber, Bragg, Boyakin, Boyle, Campbell, Cantrill, Casey, Caswell, Chapman, Creel, Cockle, Constant, Cunningham, Dana, Davis, Dawson, Denning, Eads, Eddy, Ela, Enloe, Erwin, Everett, Fry, Funkhouser, Glenn, Griffith, Glover, Grubb, Harrington, Hansford, Hart, Hays, Hendry, Hick, Higgins, Hodges, Janney, Johnston, Kretsinger, Kinney, Little of Fulton, Little of Will, Logan of Jackson, Long, McDowell, Mann, Marshall, Martin, Miller, Morris, Morrison of Monroe, Morton, O'Conner, Omelveny, Prevo, Reynolds, Roberson of Woodford, Rutledge, Stanley, Seehorn, Sherman, Stickney, Sims, Skinner, Swing, Slocumb, Stokes, Stookey, Shumway, Turner, Wallace, Wright, Williamson, White, Wynne and Mr. Speaker, of the House.

Those who voted for Mr. Skinner, are,

Messrs. Allison, Denny, Edwards, Gillespie, Hanson, Killpatrick and Noble, of the Senate, and

Messrs. Archer, Bailey of Rock Island, Blakeman, Cross, Cummings, Curts, Gilmore, Harpole, Huffinan, Linder, Logan of Sangamon, Lukins, McLain, McConnell, Miner, Pickering, Remann, Robb, Stark, Smith, Tappan, Thomas of Morgan, Tucker, Wardlaw, Watson and Wilcox, of the House.

Mr. Powers, of the Senate, and Mr. Williams, of the House, voted blank.

Mr. Sanger, of the Senate, nominated G. PURINTON as a candidate for prosecuting attorney for the sixth judicial circuit.

Mr. Wallace, of the House, nominated HENRY B. STILLMAN.

The rolls having been called, it appeared that,

Mr. STILLMAN had received ninety-nine votes;

Mr. PURINTON had received thirty-seven votes;

Blank, one vote.

Those who voted for Mr. Stillman, are,

Messrs. Allison, Coudy, Denny, Edwards, Gillespie, Hanson, Henry, Killpatrick, Markley, Matteson, Morrison, Noble, Reddick and Sweat, of the Senate, and

Messrs. Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Bragg, Boyakin, Buckley, Campbell, Casey, Caswell, Chapman, Creel, Cockle, Constant, Cross, Cummings, Cunningham, Curts, Dana, Davis, Dawson, Denning, Eads, Eddy, Ela, Enloe, Fry, Glenn, Gilmore, Griffith, Glover, Hansford, Harpole, Hart, Hayes, Hendry, Hick, Higgins, Hodges, Huffinan, Johnston, Kinney, Linder, Little of Fulton, Little of Will, Logan of Sangamon, Long, Lukins, McLain, McDowell, Mann, Marshall, Martin, Miner, Morrison of Hancock, Morton, O'Conner, Omelveny, Pickering, Remann, Reynolds, Robb, Rutledge, Stanley, Stark, Seehorn, Swing, Smith, Slocumb, Stokes, Stookey, Shumway, Tappan, Thomas of Morgan, Tucker, Turner, Wallace, Wardlaw, Watson, Wright, Wilcox, Williams, Williamson and White.

Those who voted for Mr. Purinton, are,

Messrs. Allen, Brown, Catlin, Cavarly, Dunlap, Harris of Macoupin, Judd, McMillan, McRoberts, Miller, Powers, Sanger, Smith, Stephenson, Stuphin, Warren and Wilcox, of the Senate, and

Messrs. Archer, Boyle, Erwin, Everett, Funkhouser, Grubb, Harrington, Janney, Kretsinger, Logan of Jackson, McConnell, Morris, Morri-

son of Monroe, Prevo, Robeson of Woodford, Sherman, Stickney, Skinner, Wynne and Mr. Speaker.

Mr. Sims, of the House, voted blank.

Mr. Ela, of the House, nominated WILLIAM A. BOARDMAN as a candidate for prosecuting attorney for the seventh circuit; when,

On motion of Mr. Little of Will, of the House,

Mr. BOARDMAN was unanimously elected.

Mr. Reddick, of the Senate, nominated BARTON A. COOK as a candidate for prosecuting attorney for the ninth circuit.

Mr. Wardlaw, of the House, nominated E. N. POWELL.

The rolls having been called, it appeared that,

Mr. COOK had received ninety-two votes;

Mr. POWELL had received thirty-eight votes.

Those who voted for Mr. Cook, are,

Messrs. Allen, Brown, Catlin, Cavarly, Coudy, Dunlap, Harris of Macoupin, Judd, McMillan, McRoberts, Markley, Matteson, Morrison, Reddick, Sanger, Smith, Stephenson, Sutphin, Sweat, Warren and Wilcox, of the Senate, and

Messrs. Bailey of Brown, Bailey of Fulton, Barber, Bragg, Boyakin, Casey, Caswell, Chapman, Creel, Cockle, Cunningham, Dana, Davis, Dawson, Denning, Eads, Ela, Erwin, Everett, Fry, Funkhouser, Glenn, Griffith, Glover, Grubb, Harrington, Hansford, Harpole, Hart, Hayes, Hendry, Hick, Higgins, Hodges, Janney, Johnston, Kretsinger, Kinney, Little of Fulton, Logan of Jackson, Long, McDowell, Mann, Marshall, Martin, Miller, Morris, Morrison of Monroe, Morton, O'Conner, Omelveny, Prevo, Reynolds, Robeson of Woodford, Rutledge, Stanley, Seehorn, Sherman, Stickney, Skinner, Swing, Slocumb, Stokes, Turner, Wallace, Wright, Williamson, White, Wynne and Mr. Speaker, of the House.

Those who voted for Mr. Powell, are,

Messrs. Allison, Denny, Edwards, Gillespie, Hanson, Henry, Killpatrick, Miller, Noble and Powers, of the Senate, and

Messrs. Archer, Bailey of Rock Island, Blakeman, Boyle, Campbell, Constant, Cross, Cummings, Curtis, Eddy, Logan of Sangamon, Lukins, McLain, McConnell, Miner, Morrison of Hancock, Pickering, Remann, Robb, Stark, Stookey, Tappan, Thomas of Morgan, Tucker, Wardlaw, Watson, Wilcox and Williams, of the House.

The Speaker of the House declared Messrs. Dusenbury, Fouke, Kitchell, Elliott, Stillman, Boardman, and Cook, severally, to be duly elected prosecuting attorneys for the several judicial circuits before mentioned.

The Senate then withdrew.

On motion of Mr. Higgins,

*Resolved*, That the hall of Representatives be granted on Tuesday evening next, for the use of the Illinois State Temperance Society.

On motion,

The House adjourned.

MONDAY, DECEMBER 31, 1846.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Builey.

After proceeding in the reading of the Journal for some time,

On motion of Mr. Huffman,

The further reading of the same was dispensed with.

Mr. Hendry presented certain poll books of an election held for Representatives in the county of Marquette, in August last; which, without reading, were, on his motion, referred to the committee on Elections.

Mr. Janney presented the claims of the militia of McDonough county, for services rendered in the Hancock difficulties, in June, 1844, by the authority of the Governor; which, without reading, were,

On motion of Mr. Johnston,

Referred to the committee on the Militia.

Mr. Cockle presented the petition of Gen. J. G. Bryson and others, praying payment for goods, &c., furnished to volunteers in accordance with the call of the Governor of the State; which, without reading, was, on his motion, referred to the committee on the Militia.

Mr. Swing presented the petition of five hundred legal voters of Logan county, praying the removal of their county seat from Camden to Mount Pulaski, in said county; which, without reading, was, on his motion, referred to the committee on Counties.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have concurred with the House of Representatives, in the adoption of their resolution, praying that the two Houses meet in the hall of the House, on to-morrow, at two o'clock, P. M., for the purpose of electing a Public Printer, &c., as amended by the Senate.

They amend by striking out "Auditor of Public Accounts," and "State Treasurer," and add after the words "Prosecuting Attorney, for the Cook," the words "and Jo Daviess."

In which amendments, they ask the concurrence of the House of Representatives.

Mr. Glenn presented the petition of three hundred and twenty four citizens of De Witt county, praying the annexation of a portion of Logan county, to the county of De Witt; which, without reading, was, on his motion, referred to the committee on Counties.

Mr. Hayes, from the committee on Education, to which was referred a bill for "An act to incorporate the Illinois Conference Female Academy," reported the same back, without amendment, and recommended its passage.

*Ordered.* That the bill be engrossed for a third reading.

HAWKINS S. OZBURN, a Representative from the county of Perry, appeared, was qualified, and took his seat.

Mr. Reynolds, from the select committee to which was referred a bill for "An act to amend an act relative to justices of the peace and constables; Approved, March 3, 1845," reported the same back, with amendments; which were read.



Mr. Thomas of Morgan, moved to amend the bill and proposed amendments, by striking out all after the enacting clause, and inserting the following in lieu thereof, viz:

"That the first clause of the seventeenth section of the fifty-ninth chapter, of the Revised Laws, entitled "justices of the Peace and Constables," is hereby repealed, and hereafter Justices of the peace shall have jurisdiction in actions on bonds, promissory notes, or other instruments in writing, in which the balance claimed to be due, does not exceed two hundred dollars.

"The provisions of this act shall apply to causes of action accruing after the first day of June next, at which time this act shall take effect."

After the debate thereon,

On motion,

The House adjourned until 2 o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

The joint resolutions of the Senate, calling upon Congress to grant pensions to persons employed in the ranging services, were read and concurred in.

*Ordered*, That the Clerk inform the Senate thereof.

The resolution of the Senate, providing for the appointment of a joint select committee, to regulate the times of holding courts in the second judicial circuit, was read and concurred in.

*Ordered*, That the Clerk inform the Senate thereof.

The resolutions of the Senate, calling upon Congress to appropriate money for the improvement of the Mississippi river and Lake harbors, were read, and concurred in.

*Ordered*, That the Clerk inform the Senate thereof.

The Senate resolution, requiring the finance committees of the two Houses to examine the affairs of the late Wm. L. D. Ewing, Auditor of the State of Illinois, &c., was read and concurred in.

*Ordered*, That the Clerk inform the Senate thereof.

The preamble and resolutions of the Senate, relative to the graduation of the price of public lands, or their cession to the States in which they lie, were read, and concurred in.

*Ordered*, That the Clerk inform the Senate thereof.

The Senate bill for "An act extending the limits of the fifth judicial circuit," was read the second time; when,

On motion of Mr. McDowell,

Said bill was referred to a select committee of three from each of the circuits interested.

*Ordered*, That Messrs. McDowell, Morris, Erwin, Thomas of Morgan, Bragg and Higgins, be said committee.

The Senate bill for "An act to amend an act concerning wills," was read, and

*Ordered* to a second reading.

The Senate bill for "An act to pay the balance due canal contractors," was read, and

*Ordered to a second reading.*

A bill for "An act for the relief of the Assessor of Madison county," was read the second time; when,

On motion of Mr. Boyakin,

Said bill was referred to the committee on Finance.

A bill for "An act to fix the pay of County Commissioners," was read the second time; when,

Mr. Denning moved to lay the bill upon the table; which was not agreed to, by yeas and nays, on the demand of Messrs. Blakeman and Omelveny, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Brown, Barber, Bragg, Boyakin, Casey, Caswell, Creel, Chapman, Cunningham, Dawson, Denning, Ela, Harrington, Hayes, Janney, Johnston, Kretsinger, Mann, Marshall, Prevo, Robb, Sims, Swing, Slocumb, Underwood, White, and Wynne.—27.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Fulton, Bailey of Rock Island, Blakeman, Boyle, Brown, Buckley, Campbell, Cantrill, Coker, Constant, Cummings, Curtis, Davis, D'Wolf, Eads, Eldy, Enloe, Erwin, Funkhouser, Glenn, Gilmore, Griffith, Glover, Grubb, Hansford, Harpole, Hart, Hendry, Hick, Higgins, Hodges, Kinney, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, Long, Lukins, McLain, McConnell, McDowell, Martin, Miller, Miner, Morris, Morrison of Hancock, Morrison of Monroe, Morton, Omelveny, Osburn, Peirson, Pickering, Randolph, Remann, Reynolds, Robeson of Woodford, Robinson of Menard, Rutledge, Stanley, Stark, Sechorn, Stickney, Skinner, Smith, Stokes, Shumway, Tappan, Thomas of Morgan, Tucker, Turner, Wallace, Wardlaw, Watson, West, Wright, Wilcox, Williams, Williamson and Mr. Speaker.—81.

Mr. Barber moved to amend the bill, by striking out "two and a half," and inserting "two," in lieu thereof; which was not agreed to, by yeas and nays, on the demand of Messrs. Kretsinger and Barber, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Brown, Barber, Bragg, Boyakin, Boyle, Campbell, Casey, Chapman, Caswell, Creel, Cross, Cunningham, Dawson, Denning, Ela, Glenn, Harrington, Hansford, Hayes, Higgins, Janney, Johnston, Kretsinger, Kinney, Marshall, Miner, Morrison of Hancock, Morrison of Monroe, Osburn, Prevo, Robb, Rutledge, Stanley, Sims, Swing, Slocumb, Stokes, Shumway, Tappan, Thomas of Morgan, Underwood, Wright, White and Wynne.—44.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Fulton, Bailey of Rock Island, Blakeman, Brown, Buckley, Coker, Constant, Cummings, Curtis, Dana, Davis, D'Wolf, Eads, Eldy, Erwin, Everett, Fry, Funkhouser, Gilmore, Griffith, Glover, Grubb, Harpole, Hart, Hendry, Hick, Huffinan, Linder, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, Long, Lukins, McLain, McConnell, McDowell, Mann, Martin, Miller, Morris, Morton, Omelveny, Pierson, Pickering, Randolph, Remann, Reynolds, Robeson of Woodford, Robinson of Menard, Stark, Sechorn, Sherman, Stickney Skin-

ner, Smith, Stoker, Tucker, Turner, Wallace, Wardlaw, Watson, West, Wilcox, Williams, Williamson and Mr. Speaker.—68.

Mr. Sims moved to lay the bill on the table; which was not agreed to. The bill was then,

*Ordered* to be engrossed for a third reading.

A bill for "An act to regulate the fees of the Clerks of the County Commissioners' Courts, in their respective counties, in relation to marriage licenses, and to increase the School Fund of this State," was read the second time; when,

On motion of Mr. Cunningham,

Said bill was laid on the table.

Mr. Swing, on leave, presented the petition of four hundred and ninety-seven legal voters of Logan county, praying that a certain portion of territory therein named, be detached from said county, and attached to De Witt county; which, without reading, was, on his motion, referred to the committee on Counties.

On motion of Mr. Linder,

The rule was dispensed with, and leave given him to introduce the following preamble and resolutions; which were read.

WHEREAS, It appears from the message of President Polk to the Congress of the United States, that Santa Anna has been guilty of the most black hearted treachery, in failing to perform and make good, certain promises made to President Polk, (the consideration of said promises being a passport to Mexico,) one of which was, that on his arrival at Mexico, he would get up a fight with Paredes, and thereby bring the war between the United States and Mexico to a close; therefore,

*Resolved by the House of Representatives, the Senate concurring herein,* That we deeply sympathize with President Polk, inasmuch as his reasonable expectations have not been realized, in consequence of the treachery of the aforesaid Santa Anna.

*Resolved,* That Santa Anna is unworthy the further confidence of President Polk, and that we most respectfully recommend to the President to place no further reliance upon the promises of Santa Anna, to bring the war to a close.

*Resolved,* That inasmuch as Santa Anna has heretofore, on all occasions, been governed by a strict regard to truth, fidelity and honor in his conduct, that President Polk had good reason to believe that he would hold sacred his word, thus solemnly pledged, and which we still believe he would have done, had he received the two millions of dollars as per contract with the President.

Mr. Hayes moved to postpone the further consideration of preamble and resolutions, until the termination of the Mexican war; when,

On motion of Mr. Martin,

The preamble and resolutions were laid on the table.

Mr. Logan of Jackson, offered for adoption the following resolutions; which were read. viz:

*Resolved by the General Assembly,* That our Senators in Congress be instructed, and our Representatives in Congress be requested, to use their best exertions to procure the passage of a law of Congress, donating to the State of Illinois, every alternate section of land through which the

Central rail road is located, where the same has not been disposed of by the General Government; and where the same has been disposed of, other lands in lieu thereof.

*Resolved*, That the Governor be requested to furnish each of our Senators and Representatives in Congress, with a copy of these resolutions,

Mr. Pickering moved to amend said resolutions, by adding the following to the first resolution; which was agreed to, viz:

"And that in the opinion of the General Assembly, Congress has the power to make the grant contemplated by the foregoing resolutions."

On Motion of Mr. Huffinan,

The resolution was further amended, by inserting after the words "Central rail road," the words, "and Northern Cross rail road."

Mr. Huffinan moved to refer the resolutions as amended to the committee on Internal Improvements; which was not agreed to.

On motion of Mr. Archer,

The resolutions were further amended, by adding the following: "And a grant of land to improve the rapids of the great Wabash river."

Mr. Linder moved to amend said resolutions by adding the following:

"And also to improve the Embarrass river," which was not agreed to.

The question was then taken on the adoption of the resolutions, as amended, and decided in the negative, by yeas and nays, on the demand of Messrs. Sims, and Logan of Jackson, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Blakeman, Boyle, Brown, Campbell, Cantrill, Chapman, Constant, Cummings, Curtis, Dana, Davis, D'Wolf, Eddy, Ela, Funkhouser, Glover, Huffinan, Janney, Linder, Logan of Jackson, Logan of Sangamon, Lukins, McCain, Mann, Miller, Omelveny, Oxburn, Pickering, Randolph, Remann, Reynolds, Robb, Robinson of Menard, Stanley, Stickney, Skinner, Smith, Slocumb, Stookey, Tappan, Thomas of Morgan, Tucker, Wallace, Wardlaw, Watson, West, Wright, Williams and Williamson.—50.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Bailey of Rock Island Barber, Bragg, Boykin, Casey, Caswell, Creel, Cackle, Cross, Cunningham, Dawson, Donning, Eads, Enloe, Erwin, Everett, Glenn, Gilmore, Griffith, Harrington, Hansford, Hart, Hayes, Hendry, Hick, Higgins, Hodges, Johnston, Kretsinger, Kinney, Little of Fulton, Long, McConnell, McDowell, Marshall, Martin, Morrison of Hancock, Morrison of Monroe, Morton, O'Conner, Prevo, Roberson of Woodford, Rutledge, Stark, Seehorn, Sims, Swing, Stokes, Shumway, Turner, Underwood, Wilcox, White, Wynne and Mr. Speaker.—57.

On motion of Mr. Shumway,

The rule was dispensed with, and leave given him to introduce the following resolution; which was read:

*Resolved by this General Assembly*, That our Senators in Congress be instructed, and our Representatives be requested, to use all honorable exertion to place at the disposal of President Polk, if he wishes for it, the two million of dollars called for by him at the last session of Congress and that they further use their exertion to have the proper officers of both Houses of Congress to set the Congressional time pieces by the Hon. the honest John Davis's "Gold Repeater."

On motion of Mr. Johnston,  
Said resolution was laid on the table.

On motion of Mr. Denning,  
The amendments of the Senate to the resolution, relative to the election of Public Printer, Auditor, &c., were taken up for consideration.

The question was taken on concurring with the Senate in their amendments to said resolution, and decided in the affirmative.

*Ordered*, That the Clerk inform the Senate thereof.

A bill for "An act to repeal certain laws that provide for the location of a certain State road in the county of Marion," was read the second time; when,

Mr. Archer moved to refer said bill to the committee on State Roads; which was not agreed to.

*Ordered* to be engrossed for a third reading.

On motion of Mr. Randolph,

Leave was given him to withdraw from the files of the House, the claims of the militia of McDonough county, for services rendered in the Hancock difficulties, in 1844, presented this morning, and referred to the committee on the Militia.

On motion,  
The House adjourned.

## TUESDAY, DECEMBER 22, 1846.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Bergen.

A message from the Senate by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have adopted the following resolution, in which they ask the concurrence of the House of Representatives:

*Resolved by the Senate, the House of Representatives concurring herein*, That the committee on Education in each House, be authorized to depute not exceeding three members of each committee, to visit the Illinois Asylum for the education of the deaf and dumb, for the purpose of examining the improvements and buildings, and ascertaining the condition of the school; the accommodations afforded the pupils, and their progress in learning and the members so deputed shall have leave of absence from the Houses, for the purpose of executing the duties assigned them from Thursday until Tuesday next.

Mr. Morris presented the remonstrance of Robert W. McKinney, and one hundred and seventy others, against granting a ferry license to Claudius C. Hendrix, to run a ferry from Nauvoo, in Hancock county, to Montrose, in Lee county, Iowa; which, without reading, was, on his motion referred to the committee on Banks and Corporations.

Mr. Morris presented the petition of the county commissioners of Adams county, asking the State to relinquish to said county, the right of way over the Northern Cross rail road, so far as the same lies in said county; which, without reading, was, on his motion, referred to the committee on Internal Improvement.

Mr. Underwood, on leave, offered for adoption the following resolution; which was read.

*Resolved by the House of Representatives the Senate, concurring herein,* That the two Houses meet this day at two o'clock, for the purpose of electing a State Treasurer and Auditor of Public Accounts.

Mr. Stikney offered for adoption, the following amendment, "And also a prosecuting attorney for the third judicial circuit."

On motion of Mr. Hick,

The proposed amendment was laid on the table.

The question was then taken on the adoption of the resolution, and decided in the affirmative.

Mr. Little of Will, presented the petition of George Barnet, praying the payment of six months' interest on bonds received by him, for work done on Illinois and Michigan canal, which interest accrued after the bonds were due him, but before they were received by him, the coupons having been detached before he received said bonds; which, without reading, was, on his motion, referred to the committee on Canal and Canal Lands.

Mr. Turner presented the claims of Britton Blount, for his services as a volunteer in the Governor's expedition to Nauvoo; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Bailey of Brown, presented the petition of one hundred and twenty-one legal voters of township one north, one south, and two south of the base line, and range five west fourth of the principal meridian, now part of Marquette, praying that said townships be attached to the county of Brown; which, without reading, was, on his motion, referred to the committee on Counties.

Mr. McDowell presented the petition of one hundred and five citizens of Liverpool and its vicinity, Fulton county, Illinois, praying that a right to keep a ferry at that place, on the Illinois river, be granted to G. W. and T. G. Stockton; which, without reading, was, on his motion, referred to the select committee, to which the petition of J. Maus, on the same subject, was referred a few days since; and,

On motion of Mr. McDowell,

Mr. Swing was added to said committee.

On motion of Mr. Omelveny,

*Resolved,* That the committee on Retrenchment be instructed to inquire into the expediency of repealing certain parts of an act relating to printing and binding, approved, March 3d, 1845; and also that they report a bill for the purpose of letting out to the lowest responsible bidder, all public printing of any description, which shall be ordered by the Legislature, or by either branch thereof, if in the judgment of said committee, such law may be necessary.

On motion of Mr. Cunningham,

The rule was dispensed with, and leave given him to introduce the following resolution, which was adopted, viz:

*Resolved,* That the committee on Finance be instructed to inquire into the expediency of so amending the revenue law, as to tax lands according to their true valuation, without fixing any minimum price.

On motion of Mr. Reynolds,

The rule was dispensed with, and leave given him to introduce the following resolution; which was adopted, viz:

*Resolved*, That a select committee of five be appointed to inquire into the expediency of selling the rail road from Springfield to the Illinois river, to the highest bidder.

*Ordered*, That Messrs. Reynolds, Denning, Thomas of Morgan, Brown and Glover be that committee.

On motion of Mr. Little of Fulton,

The rule was dispensed with, and leave given him to introduce the following resolution: which was adopted, viz:

*Resolved*, That the committee on the State Library be requested to inquire into the expediency of providing by law, for the sale at cost of the surplus volumes of the Revised Statutes of 1844 and '45 of this State; also the American State Papers in relation to public lands; also the volumes of the sixth census of the United States, 1840, reserving a sufficient number thereof for the use of the State, and that they report at an early day by bill or otherwise.

On motion of Mr. Wright,

*Resolved*, That the committee on Finance be instructed to inquire into the expediency of mitigating or reducing the fine imposed upon hawkers or pedlers, in a failure to have taken license as required by law, to a less sum than one hundred dollars.

Mr. Logan of Sangamon, on leave given, presented the petition of Johnson & Bradford, praying for relief; which, without reading, was, on his motion, referred to the committee on Public Accounts and Expenditures.

On motion of Mr. Martin,

The rule was dispensed with, and leave given him to introduce a bill for "An act to amend an act entitled an act to incorporate the Madison County Ferry Company;" which was read, and,

*Ordered* to a second reading.

On motion of Mr. Robeson of Woodford,

The rule was dispensed with, and leave given him to introduce a bill for "An act to vacate a part of the town of Wilksboro, in McLean county, described therein;" which was read, and,

*Ordered* to a second reading.

On motion of Mr. Hayes,

*Resolved*, That the committee on Education be instructed to inquire into the expediency of amending the school law so as to make the same person ineligible for two terms in succession, to the office of school commissioner; also, so as to require the school commissioner to verify his quarterly report to the county commissioners' court, by making an actual settlement; also so as to simplify and facilitate the bringing of suits on the bonds of defaulting school commissioners; and that they report by bill or otherwise.

Mr. Kretsinger, from the committee on the Judiciary, to which was referred the resolution relative to amending the rules of evidence so as to prevent combinations among professional men and those engaged in other employments for the purpose of extortion, reported the same back to

the House, and asked to be discharged from the further consideration of the same, which was agreed to.

On motion of Mr. Morris,

The rule was dispensed with, and leave given him to introduce a bill for "An act to authorize John Wood to lay out a part of the north west quarter of section eleven, two south, nine west, as a burying ground, and to convey the same or a part thereof, to the Mayor and Alderman of the city of Quincy, on terms to be mutually agreed on between the parties; which was read, and,

*Ordered* to a second reading.

Mr. Hick, from the select committee appointed to prepare and report rules for the government of this House, and to which was referred a certain resolution on that subject, reported, that the rules of the last House of Representatives of this General Assembly, are amply sufficient for the Government of this House, and therefore recommend the adoption of the following order:

*Ordered*, That the rules adopted for the Government of the last House of Representatives of this General Assembly, and the standing committees then appointed, be adopted as the rules for the government of this House, and the standing committees thereof, with the addition of two standing committees to be styled the committee of Federal Relations, and the committee on the Library.

Mr. McLain, on leave, introduced a bill for "An act to legalize the assessment of property in Richland county, for the year 1846; which was read, and

*Ordered* to a second reading.

Mr. Bailey of Brown, on leave, introduced a bill for an "Act to amend an act making appropriations for the pay and expenses of the Illinois militia, called into service by the Commander in Chief, during the year 1844; which was read, and,

*Ordered* to a second reading.

Mr. Skinner, on leave, introduced a bill for "An act to amend an act entitled an act relating to common schools, in the city of Chicago, and for other purposes," approved, March 1st, 1839, which was read, and

*Ordered* to a second reading.

Mr. West, on leave, introduced a bill for "An act to amend an act, entitled an act concerning the election of county officers;" which was read, and

*Ordered* to a second reading.

The bill for "An act to amend 'An act relative to justices of the peace and constables; approved, March 3, 1815;'" coming up for consideration,

The question recurred on the adoption of the substitute proposed by Mr. Thomas of Morgan; when,

Mr. Reynolds moved to refer the bill and proposed amendments to the same select committee which had had the bill under consideration.

Mr. Logan of Sangamon, moved to postpone indefinitely the further consideration of the whole subject.

Mr. Denning moved to refer the bill and proposed amendments to the committee on the Judiciary.

Mr. Logan of Sangamon, moved to lay the bill and proposed amend-



ments on the table; which was not agreed to, by yeas and nays, on the demand of Messrs. Reynolds, and Logan of Sangamon, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Brown, Bailey of Rock Island, Buckley, Casey, Dana, Glover, Harrington, Hayes, Hodges, Kretsinger, Little of Will, Logan of Jackson, Logan of Sangamon, Pickering, Remann, Robb, Robeson of Woodford, Sherman, Stickney, Skinner, Smith, Slocumb, Tappan, Tucker, and West.—25.

Those who voted in the negative, are;

Messrs. Archer, Bailey of Fulton, Barber, Blakeman, Bragg, Boyakin, Boyle, Brown, Campbell, Cantrill, Caswell, Chapman, Creel, Cockle, Constant, Cunningham, Curtis, Davis, Dawson, Denning, D'Wolf, Ends, Eddy, Ela, Erwin, Everett, Funkhouser, Glenn, Gilmore, Griffith, Grubb, Hansford, Hart, Hick, Higgins, Huffman, Janney, Johnston, Kinney, Little of Fulton, Long, Lukins, McLain, McConnell, McDowell, Mann, Marshall, Martin, Miller, Miner, Morrison of Monroe, Morton, Omelveny, Ozburn, Peirson, Prevo, Randolph, Reynolds, Robinson of Menard, Rutledge, Stark, Seehorn, Sims, Swing, Stokes, Stookey, Shumway, Thomas of Morgan, Turner, Underwood, Wallace, Wardlaw, Wright, Wilcox, Williams, Williamson, White, Wynne and Mr. Speaker.—77.

The question was then taken on the motion of reference to the committee on the Judiciary, and decided in the negative.

The question was then taken on referring the whole subject to the select committee which had had the bill under consideration, and decided in the affirmative.

On motion of Mr. Sims,

*Resolved*, That the committee on the Judiciary be instructed to inquire into the expediency of reporting a bill providing for allowing persons charged with the commission of any criminal offence, to remove the proceedings therein from the justice of the peace before whom they may be for trial, as the parties in civil suits before justices of the peace may by law now do.

On motion of Mr. Morton,

*Resolved*, That the public printer be furnished with a copy of the Rules of the last House of Representatives, together with the Joint Rules, and also a list of the standing committees of the present House, with instructions to print a sufficient number of copies for the use of this House, leaving out the committees of the last and inserting the committees of the present House.

On motion of Mr. Huffman,

Leave of absence was granted to Mr. Watson for eight days from tomorrow morning.

On motion of Mr. Eddy,

Leave of absence was granted to Mr. Linder for eight days.

On motion of Mr. Grubb,

Leave of absence was granted to Mr. Harpole for eight days.

On motion of Mr. Sherman,

Leave of absence was granted to Mr. Skinner for ten days.

On motion of Mr. Cummings,

Leave of absence was granted him for eight days.

F

On motion of Mr. Fry,

The following preamble and resolutions were adopted, viz:

**WHEREAS**, The low stage of water at certain seasons of the year in the Illinois river, only fits it for navigation by a small class of boats wholly inadequate to the demands of the carrying trade at such times, and which will be vastly increased on the completion of the Illinois and Michigan canal, and with the general improvement of the adjacent country: *And whereas*, the mouth of said river may be regarded as virtually the terminus of said work, and that the advantages of said canal would be partially lost during the medium or low stages of water unless the depth of water in said river be increased so as to correspond with that of the canal, by erecting dams and locks, as suggested by Lieutenant Mowry in his report to the Governor of this State of a survey of said river, made Dec. 1845; therefore,

*Resolved*, That the committee on Canal and Canal Lands be instructed to inquire into the expediency of improving said river, so as to make its capacity, in regard to depth of water, equal to that of said canal, and into the propriety of allowing the holders of canal bonds, the privilege of erecting said improvements, upon the terms and principles as now provided by law for the completion of the Illinois and Michigan canal; and also into the expediency of enacting a similar law for the improvement of said river.

*Resolved*, That said committee be instructed to prepare and report a memorial to Congress asking its consent to allow this State to improve said river by erecting dams and locks, and that it have the power to levy and collect tolls on the same.

Mr. Lukins offered for adoption the following preamble and resolutions, which were read:

**WHEREAS**, the democratic principles, such as were taught by those modern Solons, Jefferson, Madison and Jackson, and sanctioned by latter day embodiments and exponents of their immaculate creed, are the true and fundamental doctrines of all republican governments: *And whereas*, it is highly essential, in order the more fully to carry out the principles of democracy, that there should be unanimity of sentiment and of action among the members of the great democratic party: *And whereas*, the present embarrassed condition of the finances of this State calls loudly for the strictest economy in the management of the public expenditures; therefore,

*Be it resolved*, That we recognize the principle of nominating all of our candidates to fill the several offices within the gift of the Legislature, by a majority of the democratic party in caucus assembled, as the true democratic doctrine.

*Resolved*, That in future there is no necessity for spending the time of the Legislature in electing those aspirants who have previously received the nominations in caucus, as they are equivalent to elections, and by dispensing with the elections there would be a great saving of our beloved constituents' money.

*Resolved*, That we recognize the persons nominated in caucus as duly elected, and therefore consider the "golden moments" spent by the two Houses in their election, as wholly and irretrievably lost.

On motion of Mr. Hart,

Said preamble and resolutions were laid on the table.

On motion of Mr. Kretsinger,

*Resolved*, That the committee on Claims be instructed to inquire and report to this House, whether it is not the duty of this State to afford some compensation to the officers and men who composed the volunteer companies that were enrolled in this State pursuant to the call of the Governor to serve in the war against Mexico, but whose services were not accepted in consequence of the quota of troops to be furnished from this State being completed before notice of their enrollment could be furnished the Governor; and also to pay all necessary expenses incurred in the equipment of the said volunteers; and if the committee are of the opinion that such compensation is not equitably due from the State, to report whether in their opinion some action would not be proper on the part of this Legislature to procure such compensation and the payment of the expenses aforesaid from the General Government.

Mr. Wynne moved to reconsider the vote taken yesterday on laying upon the table the resolution submitted by Mr. Logan of Jackson, calling upon Congress for a grant of land to aid in the construction of the Central Railroad, &c.

Mr. Wynne moved the previous question; when,

On motion,

The House adjourned until two o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment,

A message from the Senate by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have concurred with the House of Representatives in the adoption of their resolution proposing the election of an Auditor of Public Accounts and a State Treasurer this day, as amended by the Senate.

The amendment is, to strike out all after the word "concurring," and add, in lieu of the part stricken out, the following:

"That the committee on Finance of the two Houses be instructed to examine the offices of the Auditor and Treasurer, and report as early as practicable whether their accounts are correct, and, more especially, whether any warrants have been issued and paid without authority of law."

In which amendment, I am directed to ask the concurrence of the House of Representatives.

The Senate have also passed a bill entitled, "An act to incorporate the Wabash Navigation Company;"

In the passage of which, they further ask the concurrence of the House of Representatives.

On motion of Mr. Johnston,

*Ordered*, That the Clerk inform the Senate that the House of Representatives are now ready to receive them in the hall of the House, for the purpose of going into the election of a public printer, and prosecuting attorneys for the Cook and Joe Daviess county courts.

On motion of Mr. Cunningham,  
A call of the House was ordered; and after proceeding therein for some time,

On motion of Mr. Huffman,  
Further proceedings under the call were dispensed with.

On motion of Mr. D'Wolf,  
Leave of absence was granted to him for four days.

On motion of Mr. Little of Fulton,  
Leave of absence was granted to Mr. Smith for ten days.

On motion of Mr. Caswell,  
Leave of absence was granted to him for five days.

Mr. Pickering moved to dispense with the rule, to enable him to offer a resolution; which was not agreed to.

Mr. Thomas of Morgan moved to dispense with the rule, and take up the Senate resolution, relative to the appointment of a sub-committee from the committees on Education of the two Houses, to visit the Deaf and Dumb Asylum at Jacksonville.

Pending which motion,

The Senate, preceded by their Speaker, came into the hall, and took seats assigned them.

The Speaker of the House announced that the two Houses had convened in joint assembly for the purpose of electing a public printer and prosecuting attorneys for the Cook county and Jo Daviess county courts.

The two Houses then proceeded to the election of a public printer.

Mr. Denning, of the House, nominated CHARLES H. LANPHIER, as a candidate for that office; when,

On motion of Mr. Edwards, of the Senate,

Mr. LANPHIER was elected by acclamation.

Whereupon,

The Speaker of the House of Representatives declared CHARLES H. LANPHIER to be duly elected public printer for the ensuing two years.

The two Houses next proceeded to the election of a prosecuting attorney for the Cook county court: when,

Mr. Sherman, of the House, nominated PATRICK BALLINGALL as a candidate.

On motion of Mr. Judd, of the Senate,

Mr. BALLINGALL was unanimously elected by acclamation.

Whereupon,

The Speaker of the House of Representatives declared PATRICK BALLINGALL to be duly elected prosecuting attorney for the Cook county court.

The two Houses next proceeded to the election of a prosecuting attorney for the Joe Daviess county court.

Mr. Sanger, of the Senate, nominated BUSHROD B. HOWARD, as a candidate.

On motion of Mr. Constable, of the Senate,

Mr. HOWARD was elected by acclamation.

Whereupon,

The Speaker of the House of Representatives declared BUSHROD B. HOWARD to be duly elected prosecuting attorney for the Jo Daviess county court.

The Senate then withdrew.

The question on the motion of Mr. Thomas of Morgan, pending when the Senate came in, was decided in the affirmative.

The question was taken on concurring with the Senate in the adoption of said resolution, and decided in the affirmative.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Reynolds,

Leave of absence was granted to Mr. Lukins for ten days.

On motion,

The House adjourned.

### WEDNESDAY, DECEMBER 23, 1846.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Dresser.

After proceeding in the reading of the journal for some time,

On motion of Mr. Omelveny,

The further reading of the same was dispensed with.

Mr. Bailey of Brown, presented the claims of the Quincy Riflemen, against the State, for services rendered in the Mormon disturbances; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Miner presented the claim of F. G. Murray against the State, for services rendered and expenses incurred in collecting and taking care of State property belonging to the internal improvement system; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Bailey of Rock Island, presented the claim of Porter Sargent against the State, for powder furnished Illinois volunteers at Nauvoo, in 1846; which, without reading, was, on his motion, referred to the committee on Claims.

On motion of Mr. Cunningham,

Leave of absence was given to Mr. Creel for ten days.

On motion of Mr. Tappan,

Leave of absence was given to Mr. Dana for ten days.

On motion of Mr. Robb,

Leave of absence was granted to him until Tuesday next.

On motion of Mr. Williams,

Leave of absence was granted to Mr. Wilcox for ten days.

On motion of Mr. Funkhouser,

Leave of absence was granted to Mr. Shumway for four days.

On motion of Mr. Curtis,

Leave of absence was given to Mr. Tucker for seven days.

On motion of Mr. Higgins,

Leave of absence was granted to Mr. Grubb for one week.

Mr. Reynolds, from the committee on the Militia, to which was referred a resolution relative to the expediency of exempting the property of certain persons from execution, reported a bill for "An act to prevent the issuing of executions and other process against the property of officers and soldiers in the Mexican war;" which was read, and

*Ordered* to a second reading.

Mr. Omelveny moved to dispense with the rule, and read the bill a second time by the title; which was not agreed to.

Mr. Fry, from the committee on the Penitentiary, reported the following resolution; which was read, viz:

*Resolved by the House of Representatives, the Senate concurring herein,* That a joint committee of five be appointed, three on the part of the House and two by the Senate, to proceed to a personal inspection of the penitentiary, and that said committee be selected from the standing committees in each House.

The question being taken on the adoption of the resolution, it was decided in the affirmative.

On motion of Mr. Thomas of Morgan, the vote just taken was reconsidered.

On motion of Martin,

The resolution was amended by adding, "and that Dr. McDowell be one of the three on the part of the House."

Mr. Pickering moved to amend said resolution by striking out the whole of it, and inserting the following as a substitute therefor, viz:

WHEREAS, it is highly necessary that the General Assembly of this State should use all due diligence to ascertain whether the one hundred and thirty-five unfortunate inmates of the penitentiary are suitably provided with food and clothing, and other reasonable necessities for the preservation of health, and proper accommodations during sickness; and also whether it be necessary to erect such buildings or other improvements as are recommended in the report of the inspectors lately made to this General Assembly:

*And whereas,* it has very properly been the practice heretofore for the General Assembly of this State to appoint joint select committees for the purpose of visiting the penitentiary, and reporting the state and condition of the prisoners; therefore be it now,

*Resolved by the House of Representatives, the Senate concurring herein,* That a joint select committee be appointed, consisting of three members of the House and one from the Senate, whose duty it shall be to visit the penitentiary and examine the condition of the prisoners therein, and report fully to this House concerning the treatment which the prisoners receive; and also the propriety of making such repairs or improvements or any part thereof which have been recommended by the inspectors.

Mr. Johnston moved to lay the whole subject on the table, which was not agreed to, by yeas and nays, on the demand of Messrs. Johnston and Brown as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Rock Island, Boyakin, Casey, Chapman, Cunningham, Davis, Dawson, Denning, Ela, Enloe, Erwin, Everett, Glenn, Glover, Hansford, Hart, Hayes, Hick, Hodges, Janney, Johnston, Kinney, Little of Fulton, Little of Will, Logan of Jackson, Mann, Morris, Morton, Ozburn, Prevo, Reynolds, Robeson of Woodford, Sherman, Sims, Stickney, Stokes, Turner, White and Williamson.—40.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Brown, Bailey of Fulton, Barber, Blake-man, Boyle, Bragg, Brown, Buckley, Campbell, Cantrill, Cockle, Constant Cross, Curtis, Dana, Eads, Fry, Funkhouser, Gilmore, Griffith, Harring

ton, Higgins, Huffman, Kretsinger, Logan of Sangamon, Long, McConnell, McDowell, McLain, Marshall, Martin, Miller, Miner, Morrison of Hancock, Morrison of Monroe, O'Conner, Omelveny, Peirson, Pickering, Randolph, Remann, Robb, Robinson of Menard, Rutledge, Stanley, Stark, Seehorn, Slocumb, Stookey, Swing, Tappan, Thomas of Morgan, Underwood, Wallace, Wardlaw, West, Wilcox, Williams, Wright, Wynne and Mr. Speaker.—62.

Mr. Morris moved to postpone indefinitely the further consideration, of the whole subject; which was not agreed to, when,

On motion of Mr. Morris,

The proposed substitute was amended, by adding, the following, viz:

"And that the said committee also be instructed to inquire into the expediency of so changing the present system of labor in the penitentiary as to provide that it shall not come in competition with the branches of mechanical industry carried on in this State."

The substitute proposed by Mr. Pickering, as amended, was then adopted.

*Ordered*, That Messrs. Pickering, McDowell, and Logan of Sangamon, be the committee on the part of the House; and that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Funkhouser, from the committee on Elections, to which were referred papers, resolutions, and sundry poll books, concerning the right of Edmund H. Buckley and Wyllys H. Chapman to seats as representatives from the county or territory of Marquette, reported that the committee are equally divided in opinion, as to whether the county or territory of Marquette is entitled to any representation in this branch of the Legislature, in its present unorganized situation; but the committee are of the opinion that, if the people of Marquette are entitled to a representation, Edmund H. Buckley and Wyllys H. Chapman should be allowed to retain their seats.

The report of the committee having been read,

Mr. Reynolds offered for adoption the following resolution:

*Resolved*, That the two sitting members from the county of Marquette are entitled to their seats in this House.

Mr. Omelveny offered the following, as a substitute for the resolution proposed by Mr. Reynolds, viz:

*Resolved*, That the committee on Elections be discharged from the further consideration of the subject, and that it be referred to the committee of the whole House, and made the order of the day for to-morrow.

On motion of Mr. Thomas of Morgan,

The whole subject was again referred to the committee on Elections, with instructions to report to the House the number of votes given for representatives to the General Assembly by the voters of Marquette county in August 1846, and the number of votes given for each person voted for.

Mr. Hayes, on leave, offered the following resolution; which was adopted, viz:

*Resolved*, That the committee on the Judiciary be instructed to inquire into the expediency of the passage of a law defining the following offences, and fixing their punishment by confinement in the penitentiary.

1. For one or more persons to use threats or violence against another under pretence of obtaining a confession of crime.

2. For one or more persons to commit an assault or an assault and battery on another under pretence of punishing crime, without legal authority so to do.

3. For one or more persons by force or threats to endeavor to cause any person to leave the State against his will.

4. For one or more persons to threaten or assault any sheriff or his deputy, or any member of a *posse comitatus*, or a grand or traverse jury, or witness, or any other officer or individual, on account of any act done by him in obedience to a duty required of him by law, and that they report by bill or otherwise.

Mr. Logan of Sangamon, offered for adoption the following resolution, viz:

*Resolved*, That the use of this hall be granted for this evening to the Education Convention.

Mr. Little of Fulton, offered the following as a substitute for said resolution, viz:

WHEREAS, it is highly essential to the despatch of business now before this House, and in the hands of the several committees, to the end that this session of the Legislature may be brought to a speedy close, and the members thereof permitted to return to their homes, and the people relieved from the expense of a prolonged session, that the hall of the House of Representatives, during recess, be allowed for the use of the several standing and special committees; therefore,

*Resolved*, That during this session of the Legislature, the hall of the House of Representatives be allowed, during recess, for the use of the several standing and special committees of this House; and for no other purpose, after to-night.

Mr. Cockle moved to amend the proposed substitute, by adding the following, viz: "Except for purposes connected with the improvement of education."

On motion of Mr. Thomas of Morgan,

The substitute and proposed amendment were laid on the table, by yeas and nays, on the demand of Messrs. Little of Fulton, and Boyakin, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Brown, Bailey of Rock Island, Barber, Blakeman, Brown, Buckley, Campbell, Chapman, Constant, Curts, Dana, Davis, Eads, Erwin, Funkhouser, Glenn, Gilmore, Glover, Griffith, Hansford, Harrington, Hick, Higgins, Hodges, Huffman, Janney, Kinney, Logan of Sangamon, Long, McConnell, McLain, Martin, Miller, Miner, Morrison of Hancock, Morton, Omelveny, Peirson, Pickering, Randolph, Remann, Robb, Robinson of Menard, Stark, Sherman, Slocumb, Swing, Tappan, Thomas of Bureau, Thomas of Morgan, Wallace, Wardlaw, Wilcox, Williams, Williamson, Wright and Mr. Speaker.—58.

Those who voted in the negative, are,

Messrs. Bailey of Fulton, Boyakin, Bragg, Casey, Cockle, Cunningham, Dawson, Denning, Enloe, Hart, Hayes, Johnston, Kretzinger, Little of Fulton, McDowell, Mann, Marshall, Morrison of Monroe, Prevo, Reynolds, Robeson of Woodford, Rutledge, Stanley, Seehorn, Sims, Stickney, Stokes, Stookey, Underwood, West, White and Wynne.—32.



Mr. Boyakin moved to lay the original resolution on the table; which was not agreed to.

Mr. Johnston offered the following as a substitute for the resolution, viz:

*Resolved*, That the care of the hall be and the same is hereby placed under the direction of his Honor, the Speaker, and that he allow the same to be used for any purpose and at any time he may deem proper, when not wanted for the use of committees, without any action upon the part of the House.

Mr. Cockle moved the previous question.

Mr. Sims moved that the House adjourn until two o'clock, P. M.; which was not agreed to.

The previous question was then ordered; when,

Mr. Johnston withdrew his amendment.

The question was then taken on the adoption of the original resolution; and decided in the affirmative.

Mr. Thomas of Morgan, moved that the House adjourn until to-morrow morning 10 o'clock; which was decided in the affirmative, by yeas and nays, on the demand of Messrs. Reynolds and Stokes, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Rock Island, Barber, Casey, Cockle, Dana, Eads, Ela, Enloe, Erwin, Funkhouser, Gilmore, Glover, Hansford, Hart, Hick, Huffinan, Janney, Kinney, Kretsinger, Logan of Sangamon, Long, McConnell, Miller, Miner, Morrison of Hancock, Morton, Omelveny, Peirson, Pickering, Randolph, Remann, Robb, Robinson of Menard, Stark, Sherman, Slocumb, Stickney, Tappan, Thomas of Bureau, Thomas of Morgan, Underwood, Wallace, Wardlaw, White, Williams, Williamson, Wyune and Mr. Speaker.—48.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Brown, Bailey of Fulton, Blakeman, Boyakin, Bragg, Brown, Campbell, Constant, Cunningham, Curtis, Dawson, Denning, Glenn, Griffith, Hayes, Higgins, Johnston, Little of Fulton, Little of Will, McDowell, McLain, Mann, Marshall, Martin, Morrison of Monroe, Prevo, Reynolds, Robeson of Woodford, Rutledge, Stanley, Seehorn, Sims, Stokes, Stookey, Swing, West and Wright.—38.

The House then adjourned.

#### THURSDAY DECEMBER 24, 1846.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Dresser.

After proceeding some time in the reading of the journal,

On motion of Mr. Denning,

The further reading of the same was dispensed with.

Mr. Cunningham presented the petition of Rev. N. A. Hunt and others, of Bainbridge, praying that provision may be made for giving religious instruction to the inmates of the penitentiary; which, without reading, was, on his motion, referred to the committee on the Penitentiary.

On motion of Mr. Morrison of Hancock,  
Leave of absence was granted to Mr. Stark, for one week.

On motion of Mr. Tappan,  
Leave of absence was granted to Mr. Hart, for ten days.  
Mr. Morris asked leave of absence for Mr. Buckley, for eight days;  
when,

On motion of Mr. Reynolds,  
A call of the House was ordered; and after some time spent therein,  
On motion of Mr. Boyakin,  
The further proceedings under the call were dispensed with.  
The question was then taken on granting leave of absence for Mr.  
Buckley, and decided in the affirmative.

On motion of Mr. Archer,  
Leave of absence was granted to Mr. Thomas of Morgan, until Monday  
next.

On motion of Mr. Sherman,  
Leave of absence was granted to Mr. Peirson, for nine days.

On motion of Mr. Randolph,  
Leave of absence was granted to Mr. Cantrill,

On motion of Mr. Cockle,  
Leave of absence was granted him for five days.

At the request of Mr. Speaker,  
Leave of absence was granted to Messrs. Morton and Long, until  
Monday next.

On motion of Mr. Campbell,  
Leave of absence was granted him until Monday next.

On motion of Mr. Cross,  
Leave of absence was granted to Mr. Turner, until Monday next.

Mr. Cross presented the petition of Albert Ellis, of Winnebago county,  
asking for a pre-emption on certain State lands therein named; which,  
without reading, was, on his motion, referred to the committee on the  
Judiciary.

Mr. Eddy presented the petition of Richard Church and others, of  
Gallatin county, for relief of township nine south, range seven east, in  
regard to their school section; which, without reading, was, on his motion,  
referred to the committee on Education.

Mr. Eddy also presented the petition of R. Church, to have a road law  
revived, and a road revived from Equality to Marion, in Williamson  
county; which, without reading, was, on his motion, referred to the committee  
on State Roads.

Mr. Eddy also presented the petition of Samuel Harrison, of Wayne  
county, for relief; which, without reading, was, on his motion, referred  
to the committee on Finance.

Mr. Bailey of Brown, from the committee on Elections, to which was  
referred certain communications and poll books of an election held November 9, 1846, in Marquette county, reported the same back, and asked  
to have them referred to the committee on Counties; which was agreed to.

On motion of Mr. Underwood,  
The rule was dispensed with, and leave given him to introduce a bill

for "An act for the benefit of the heirs of James M. Reynolds, deceased;" which was read, and

*Ordered to a second reading.*

On motion of Mr. O'Conner,

The rule was dispensed with, and leave given him to introduce a bill for "An act to establish a ferry across the Illinois river, in La Salle county;" which was read, and

*Ordered to a second reading.*

On motion of Mr. Morris,

The rule was dispensed with, and leave given him to introduce a bill for "An act in relation to attachments;" which was read, and

*Ordered to a second reading.*

A message from the Senate by Mr. Moore, their Secretary:

*Mr. Speaker*, The Senate have concurred with the House of Representatives in the adoption of their preamble and resolutions, proposing the appointment of a joint select committee of the two Houses to visit the penitentiary of this State, examine its condition, &c., and report.

Mr. Cavarly is appointed the committee on the part of the Senate.

On motion of Mr. Eddy,

The rule was dispensed with, and leave given him to introduce a bill for "An act to quell the disturbances in Massac county;" which was read, and,

*Ordered to a second reading.*

On his further motion,

The rule was dispensed with again, and the bill read a second time by its title.

Mr. Pickering moved to amend the bill, by inserting after the words "criminal cases," in the second section, the following, viz: "and all civil suits arising out of or from said disturbances."

Mr. Pickering moved to refer the bill and proposed amendment to the committee on the Judiciary; when,

On motion of Mr. Reynolds,

The bill and proposed amendment were referred to the committee on the Judiciary, with instructions to inquire into the expediency of reporting a bill authorizing the Governor to issue his proclamation, to attach the county of Massac to some other county in the State for judicial purposes.

Mr. Hick, from the committee on Banks and Corporations, to which was referred petitions and remonstrances relative to the granting to Cladius C. Hendrix the right to establish a ferry from Nauvoo, in Hancock county, to Montrose, in Lee county, in Iowa, reported the same back, and asked to be discharged from the further consideration thereof; which was agreed to.

On motion of Mr. Morris,

Leave was given him to withdraw from the files of the House the remonstrance of Robert W. M'Kinney and others, against granting a license to Claudius C. Hendrix to establish a ferry from Nauvoo, in Hancock county, to Montrose, in Lee county, Iowa.

Mr. Hodges, from the select committee to which was referred the petition of citizens of Pulaski county, praying the passage of a law authorizing the county commissioners to borrow money, reported a bill for

"An act to authorize the county of Pulaski to borrow money;" which was read, and

*Ordered* to a second reading.

Mr. Little of Will, from the committee on the Canal and Canal Lands, to which was referred a bill for "An act to amend an act entitled 'an act to protect the canal lands against trespass,' approved March 7, 1837," and "An act to amend an act to protect the canal lands against trespass, approved Feb. 26, 1839," approved Feb. 27, 1845, reported the same back, with an amendment as a substitute; which was read, and concurred in.

*Ordered*, That the bill, as amended, be engrossed for a third reading.

On motion of Mr. Wallace,

The rule was dispensed with, and leave given him to introduce a bill for "An act authorizing the Auditor to refund to the school commissioner of Whiteside county, a certain amount of money therein specified;" which was read, and

*Ordered* to a second reading.

Mr. Boyakin, from the select committee to which was referred a communication from the Secretary of State, relative to certain counterfeit scrip, made a report on the subject; which was read. The report was accompanied by the following resolutions; which were read and adopted, viz:

*Resolved by the House of Representatives, the Senate concurring herein*, That the Governor be requested to make diligent efforts to obtain and deface the plate upon which the Internal improvement scrip of a fractional denomination of this State was engraved.

*Be it further Res. lved, by the authority aforesaid*, That the Governor be, and he is hereby requested to cancel the seventy-nine pieces of counterfeit scrip now in the Fund Commissioners' office.

On motion of Mr. Archer,

The rule was dispensed with, and leave given him to introduce a bill for "An act to refund taxes paid on school lands, section sixteen, township ten north, range twelve west, and exempting school lands from taxes;" which was read, and

*Ordered*, to a second reading,

Mr. Morris moved a call of the House; when,

On motion,

The House adjourned till 2 o'clock P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

On motion of Mr. Reynolds,

The rule was dispensed with, and leave given him to introduce a bill for "An act to amend the act relative to fees and salaries;" which was read, and

*Ordered* to a second reading.

And on his further motion,

The rule was again dispensed with, and leave given him to introduce a

bill for "An act to amend the law, relative to interest on money;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Hick,

A call of the House was ordered; and after spending some time therein,

On motion of Mr. Marshall,

The further proceedings under the call were dispensed with.

On motion of Mr. Eddy,

The rule was dispensed with, and leave given him to introduce the following resolution; which was adopted, viz:

*Resolved*, That a select committee of five be appointed by Mr Speaker, to take into consideration the question of the jurisdiction of this State, for judicial purposes, on the Ohio river, so far as the same forms a common boundary between this State and the State of Kentucky, and to report to this House what legislative action, if any, may be necessary to establish and secure to this State the due and full exercise of such jurisdiction by the courts thereof, on said river, concurrently with the courts of the said State of Kentucky.

*Ordered*, That Messrs. Eddy, Boyakin, Logan of Sangamon, Morris and Reynolds, be that committee.

On his further motion,

The rule was again dispensed with, and leave given him to introduce the following resolution; which was adopted, viz:

*Resolved*, That the Secretary of State be directed to communicate to this House, a copy of the resolutions or memorial of the Legislature of Illinois, passed at the session of 1820, '21, asking from the State of Kentucky a cession of jurisdiction on the Ohio river, concurrent with said State, and the answer or resolutions of said State of Kentucky, communicated by the Executive thereof, in reply to said memorial of the Legislature of Illinois, if the same can be found on the files of his office.

On motion of Mr. Barber,

The rule was dispensed with, and leave given him to introduce the following resolution; which was read.

*Resolved by the House of Representatives, the Senate concurring herein*, That, when the two Houses adjourn, they will adjourn until ten o'clock, on Monday next.

Mr. Boyakin moved to lay said resolution on the table, and the question being taken, it appeared that there was not a quorum present.

Mr. Morris moved that the House adjourn until Saturday morning; when, on said motion, the yeas and nays were called for by Messrs. Reynolds and Johnston.

Mr. Morris moved a call of the House, which was not agreed to.

The question was then taken on the motion to adjourn until Saturday morning, and resulted as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Brown, Curtis, Davis, Dawson, Eddy, Hansford, Hodges, Logan of Jackson, Logan of Sangamon, Morris, Morrison of Hancock, O'Conner, Pickering, Remann, Robinson of Menard, Sherman Stickney, West, Williams and Wynne.—20.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Fulton, Barber, Blakeman, Boyakin, Bragg, Campbell, Casey, Constant, Cunningham, Dana, Denning, Eads, Ela, Erwin, Everett, Funkhouser, Gilmore, Glover, Griffith, Harrington, Hick, Janney, Johnston, Kinney, Kretsinger, Little of Fulton, Little of Will, McConnell, McLain, Mann, Marshall, Martin, Miller, Morrison of Monroe, Omelveny, Ozburn, Prevo, Reynolds, Robb, Rutledge, Stanley, Sims, Slocumb, Stookey, Swing, Tappan, Thomas of Bureau, Underwood, Wallace, Wardlaw, White, Williamson, Wright and Mr. Speaker.—55.

It appearing that there was no quorum voting,

On motion,

The House adjourned.

### FRIDAY, DECEMBER 25, 1846.

House met pursuant to adjournment.

ELISHA H. STARKWEATHER, a Representative from the county of Cumberland, appeared, was qualified, and took his seat.

After proceeding in the reading of the journal for some time,

On motion of Mr. Everett,

The further reading of the same was dispensed with.

On motion of Mr. Barber,

Leave of absence was granted to him until Tuesday next.

Mr. Little of Fulton, moved that the House adjourn until Monday morning,

On motion,

The yeas and nays were demanded by Messrs. Reynolds and Cross, and resulted as follows, viz:

Those who voted in the affirmative, are,

Messrs. Bailey of Rock Island, Barber, Bragg, Chapman, Davis, Erwin, Glover, Hansford Little of Fulton, Little of Will, Wardlaw, West and Mr. Speaker.—13.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Blakeman, Boyakin, Casey, Constant, Cross, Cunningham, Curtis, Denning, Ela, Everett, Funkhouser, Gilmore, Griffith, Hodges, Janney, Johnston, Kinney, Kretsinger, McLain, Mann, Marshall, Martin, Miller, Omelveny, Prevo, Reynolds, Rutledge, Stanley, Starkweather, Seehorn, Sims, Slocumb, Stookey, Swing, Tappan, Thomas of Bureau, Wallace, White, Williams, Wright and Wynn.—42.

It appearing that no quorum was present, the motion was lost.

After debate,

On motion,

The House adjourned until Monday morning.

MONDAY, DECEMBER 28, 1846.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Bailey.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* I am directed to inform the House of Representatives that the Senate have passed bills of the following titles, viz:

"An act providing for holding a special term of the Circuit Court, in Massac county;" and "An act to authorize the building of two bridges across Fever river, in the city of Galena."

In the passage of which, I am directed to ask the concurrence of the House of Representatives.

A message from the Council of Revision, by Mr. Hawley, their Secretary:

*Mr. Speaker:* I am directed to inform the House of Representatives, that the Council of Revision have approved a bill for "An act making partial appropriations."

On motion of Mr. Boyakin,

A call of the House was ordered; when it appeared that there was no quorum present.

Whereupon,

Mr. Reynolds submitted the following resolution; which was read and adopted, viz:

*Resolved,* That the Door-keeper be authorized and required to procure the attendance, on to-morrow morning, of all absent members of this House, except those who are sick, or absent on leave.

On motion,

The House adjourned.

TUESDAY, DECEMBER 29, 1846.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Bergen.

Mr. Boyle presented the petition of John Fox, jr, guardian of the minor heirs of Lucinda E. Fox, praying the passage of a law to authorize him to convey the right to certain property therein named; which, without reading, was on his motion, referred to the committee on the Judiciary.

Mr. Erwin presented the petition of Benjamin Chadsey and others, asking pay for provisions furnished the State troops in the Mormon war; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Kretzinger presented the petition of William R. Parker and others, citizens of Kane county, praying that capital punishment may be abolished in this State; which, without reading, was on his motion, referred to the committee on the Judiciary.

Mr. Morton presented the petition of two hundred and fifty-eight persons, citizens of Madison, Macoupin, Morgan and Sangamon counties, praying the location of a certain State road therein named; which, without reading, was, on his motion, referred to the committee on State Roads.

Mr. Little of Fulton, presented certain papers in relation to the troops, ordered by the Governor from Fulton county to Nauvoo, under the command of Maj. Parker; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Archer, from the committee on State Roads, to which were referred a resolution relative to giving power to county commissioners' courts to regulate the amount of road labor and tax in their respective counties; also, a resolution relative to an amendment of the road law in regard to the arrangement of road districts, and requiring supervisors in each precinct to be elected by the people; and also, a resolution relative to an amendment of the law so as to give county commissioners' courts a discretionary power to levy the tax as now provided, or to require of each person subject to road labor to perform a sufficiency of labor to keep roads in repair in lieu of said tax, reported said resolutions back, and asked to be discharged from the further consideration thereof; which was agreed to.

On motion of Mr. Boyakin,

Further proceedings under the call of the House yesterday, were dispensed with.

The motion made some days since by Mr. Wynne, to reconsider the vote laying on the table the resolution submitted by Mr. Logan of Jackson, calling upon Congress to donate land to aid in the construction of the Central railroad, &c.,

The question recurred on ordering the main question, and was decided in the affirmative.

The question was then taken on reconsidering the vote on laying said resolution on the table, and decided in the affirmative.

The question then recurring on the adoption of said resolution,

The yeas and nays were demanded by Messrs. Hays and Underwood, and resulted as follows: Yeas 36, Nays 40.

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Brown, Boyle, Chapman, Constant, Curts, Davis, Denning, Eddy, Funkhouser, Glenn, Glover, Harrington, Hodges, Huffinan, Janney, Little of Will, Logan of Jackson, McConnell, McLain, Ozburn, Reynolds, Robinson of Menard, Stanley, Starkweather, Slocumb, Stickney, Swing, Tappan, Thomas of Bureau, Thomas of Morgan, Wallace, Wardlaw, West, Williams and Wynne.—36.

Those who voted in the negative, are,

Messrs. Bailey of Rock Island, Boyakin, Bragg, Campbell, Casey, Caswell, Cross, Cunningham, Eads, Enloe, Erwin, Gilmore, Griffith, Hansford, Hayes, Hick, Johnston, Kinney, Kretsinger, Little of Fulton, Long, Mann, Marshall, Martin, Miller, Morrison of Hancock, Morrison of Morroc, Morton, O'Conner, O'nelveny, Prevo, Robb, Rutledge, Sims, Stokes, Stookey, Underwood, White, Williamson and Mr. Speaker.—40.

It appearing by the vote just taken, that there was not a quorum present,

On motion of Mr. Sims,

A call of the House was ordered.

After the roll had been called over, and it appearing that there was still no quorum present,



On motion of Mr. Boyakin,  
*Or ere*, That the Door Keeper be despatched in search of the absentees, with orders to compel their immediate attendance upon this House.

On motion,  
The House adjourned until 2 o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

On motion of Mr. Boyakin,  
The proceedings under the call of the House, ordered this morning, were dispensed with.

On motion of Mr. Reynolds,  
The Senate bill for "An act providing for the holding a special term of the circuit court in Massac county," was taken up, read, and  
*Ordered* to a second reading.

On motion of Mr. Hayes,  
The rule was dispensed with, and the bill read a second time by its title.  
On motion of Mr. Eddy,  
The bill was referred to a committee of the Whole House, and made the order of the day for to-morrow.

On motion of Mr. Huffinan,  
The rule was dispensed with, and leave given him to introduce the following resolution:

*Resolved*, That the use of this Hall be given to the State Temperance Society this evening at 7 o'clock, for the purpose of holding a meeting of said society.

The question being taken upon the adoption of the resolution, it appeared that there was no quorum present; when,

On motion,  
The House adjourned.

WEDNESDAY, DECEMBER 30, 1846.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Dresser.

Mr. Swing presented the petition of sundry citizens of Logan county, praying for the removal of their county seat from Camden to Mt. Pulaski; which, without reading, was, on his motion, referred to the committee on Counties.

Mr. Swing also presented the petition of sundry citizens of Logan county, praying for detaching a certain portion of said county therein named, and attaching the same to De Witt county; which, without reading, was, on his motion, referred to the committee on Counties.

Mr. Little of Will, presented the petition of David Bloom, for relief; which, without reading, was, on his motion, referred to a select committee of three.

*Ordered*, That Messrs. Little of Will, Underwood and Glover, be said committee.

On motion of Mr. Denning,

The rule was dispensed with, and leave given him to introduce the following resolution; which was adopted, viz:

*Resolved by the House of Representatives, the Senate concurring herein,* That a joint select committee of nine, consisting of six from the House and three from the Senate, from the third judicial circuit, be appointed for the purpose of fixing the time of holding court in the counties composing said circuit, and that they inquire into the propriety of shortening the time allowed for doing the business in the counties composing the same.

*Ordered,* That Messrs. Denning, Eddy, Boyakin, Casey, Marshall and Hodges, be said committee, and that the Clerk inform the Senate thereof, ask their concurrence therein.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and leave given him to introduce a bill for "An act requiring the punctual discharge of duties by the Attorney General, and the several States' Attorneys;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Omelveny,

The rule was dispensed with, and leave given him to introduce a bill for "An act to protect the interests of orphans and minors, and for other purposes;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Cunningham,

The rule was dispensed with, and leave given him to introduce a bill for "An act to amend the law in relation to paupers;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Stookey,

The rule was dispensed with, and leave given him to introduce bills for "An act to amend an act in relation to revenue," and "An act in relation to roads;" which were read, and

*Ordered* to a second reading.

Mr. Morris announced the death of the Honorable WILLIAM HENDRY, a representative from the county of Adams; and after delivering a feeling and appropriate tribute to the virtues and character of the deceased, as a man and a citizen, submitted the following resolutions for adoption:

*Resolved,* That in the death of the Honorable WILLIAM HENDRY, one of the representatives in this House, from the county of Adams, his constituents have lost a valuable and faithful representative—society one of its most worthy and generous members—and his family a kind and affectionate husband and father, and true-hearted protector.

*Resolved,* That we deeply and truly sympathize with the family of the deceased, in this afflicting dispensation of Providence; and that, as a mark of respect to the widow and family of the deceased, a copy of these resolutions be transmitted to them by the Speaker.

*Resolved,* That, as a testimonial of regard and respect for the deceased, and of the high estimation in which he was held, the members and officers of this House wear the usual badge of mourning for thirty days.

*Resolved,* That a committee of nine be appointed by the Speaker, to act in conjunction with a committee of the Senate, to make arrangements for the removal of the corpse of the deceased to Adams county.

*Resolved*, That, in respect to the memory of the deceased, this House do now adjourn.

The question being taken, the resolutions were unanimously adopted. ✓

*Ordered*, That Messrs. Morris, Boyakin, Little of Fulton, Morrison of Hancock, Chapman, Long, McConnell, Higgins, and Enloe, be that committee, and that the Clerk inform the Senate thereof.

And then the House adjourned.

#### THURSDAY, DECEMBER 31, 1846.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Huffman, a member.

Mr. Denning, from the joint committee on Finance, reported that, in obedience to a resolution of the two Houses, they had examined the books, accounts, and vouchers, in the office of the Auditor of Public Accounts, and also of the Treasurer of the State; and that, after a careful and a thorough examination of the affairs of said offices, they were satisfied that the duties confided by law to those offices had been properly performed; and that the books, papers, &c., connected with the same, had been kept in a regular and correct manner.

The report of the committee was adopted; when,

On motion of Mr. Martin,

The committee on Finance was discharged from the further consideration of the subject.

Mr. Morris, from the committee appointed to make the necessary arrangements for the funeral of the late Hon. William Hendry, a representative from the county of Adams, made the following report:

The committee arranged the following particulars for the occasion: they selected Messrs. Brown of Schuyler, Henry, Wilcox and Sutphin of the Senate, and Messrs. Seehorn, Underwood, Randolph, Denning, Erwin, Sherman, Bailey of Fulton, and Glover, of the House, as pall bearers. The committee also selected Messrs. Warren, of the Senate, and Long, of the House, as the Marshals for the occasion. The committee also determined, in obedience to a request of the deceased and his bereaved friends, to send his corpse to his family and friends in the county of Adams.

In pursuance of the order of ceremonies adopted by the committee, the members and officers of the two Houses of the General Assembly met in the hall of the House, at three o'clock, P. M., on yesterday, at which time, the corpse of the deceased was brought to the hall of the House in charge of the pall bearers and committee of arrangements, when the religious ceremonies were conducted by the Rev. Mr. Barger.

After the services in the hall of the House, the assemblage proceeded, with the corpse, to the limits of the corporation of this city, under the direction of the Marshals, Messrs. Warren and Long. The following was the order of procession adopted by the committee, viz:

1. Pall-bearers;
2. Relatives and colleagues of the deceased;
3. The Rev. Clergy;
4. The officers and members of the House of Representatives;
5. The officers and members of the Senate;

6. The Governor and Lieutenant Governor of the State, Judges of the Supreme Court of the State, and District Court of the United States, and other State officers;

7. Citizens and strangers on foot.

At the limits of the corporation, the body of the deceased was placed in charge of persons appointed to convey the same to the county of Adams.

On motion of Mr. Martin,

The rule was dispensed with, and leave given him to introduce a bill for "An act for the relief of Joseph Suppiger;" which was read, and Ordered to a second reading.

On motion of Mr. West,

The rule was dispensed with, and leave given him to present the petition of Johnson and Bradford, assigners of J. B. Backenstos, for payment of account for provisions furnished the troops under Brigadier General Hardin, during the late disturbances in Hancock county; which, without reading, was, on his motion, referred to the committee on Claims.

On motion of Mr. Cunningham,

The rule was dispensed with, and leave given him to offer the following preamble and resolution; which were adopted, viz:

WHEREAS, the law now in force regulating the fees of Sheriffs for summoning jurors, has been differently construed by the courts of this State: And whereas, great injustice has been done to some of the said sheriffs, on account of the conflicting opinions with regard to the said law; therefore,

Resolved, That the committee on the Judiciary be instructed to report a bill to this House, fixing the pay of sheriffs for summoning jurors.

On motion of Mr. Huffman,

The rule was dispensed with, and leave given him to introduce a bill for "An act to repeal the fifteenth chapter of the Revised Statute s;" which was read, and

Ordered to a second reading.

On motion of Mr. Hodges,

The rule was dispensed with, and leave given him to introduce a bill for "An act to authorize the county of Alexander to borrow money;" which, was read, and

Ordered to a second reading.

On motion of Mr. Janney,

The rule was dispensed with, and leave given him to introduce a bill for "An act to authorize the county commissioners of Jasper county to borrow money, and for other purposes;" which was read, and

Ordered to a second reading.

A message from the Senate, by Mr. Moore, their Secretary:

Mr. Speaker: The Senate have adopted a resolution, herewith presented for the concurrence of the House of Representatives, proposing that the two Houses of the General Assembly meet in the Representatives' Hall on Saturday next, at half-past ten o'clock in the morning, for the purpose of electing an Auditor of Public Accounts, and a State Treasurer.

On motion of Mr. Sims,

The rule was dispensed with, and leave given him to present the petition of Alfred Van Houtin, praying the Legislature to inquire into the propriety of establishing a Lunatic Asylum in the State of Illinois; which

was read, and, on his motion, referred to the committee on Banks and Corporations.

On motion of Mr. Morris,

The rule was dispensed with, and leave given him to offer the following resolution; which was read, viz:

*Resolved*, That the committee on Public Accounts and Expenditures be instructed to examine into the condition of the contingent fund, and report whether in their opinion it has been properly applied since the adjournment of the last Legislature.

On motion of Mr. Johnston,

The resolution was amended by striking out the words, "committee on Public Accounts and Expenditures," and inserting the words "a select committee."

Mr. Thomas of Morgan, proposed to amend the resolution by adding the following:

"And that said committee report specially under what law, or by what authority, the following sums of money were paid out of said fund, viz:

"A. T. Bledsoe for services as attorney in prosecuting the supposed murders of J. and H. Smith, \$100.

"Thompson Campbell for services as attorney in prosecuting the supposed murders of J. and H. Smith, \$100.

"For payments made to J. Lamborn and M. McConnell for services in prosecuting the supposed murders of J. Smith.

"For payments to James A. McDougall, for services and expenses attending the expedition of General Hardin to Hancock county in 1845.

"Payment to M. Carpenter for his services and expenses transporting and guarding three thousand dollars in specie from Springfield to Lockport."

On motion of Mr. Underwood,

The proposed amendment was amended by adding the following thereto, viz:

"And such other items in the Auditor's report as the committee may deem proper to inquire into."

The question was taken on the adoption of the amendment, as amended, and decided in the affirmative.

On motion of Mr. Deming,

The previous question was ordered; when,

The question was taken on the adoption of the resolution, as amended, and decided in the affirmative, by yeas and nays, on the demand of Messrs. Morris and Underwood, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Boyakin, Boyle, Bragg, Brown, Campbell, Casey, Caswell, Chapman, Cconstant, Cross, Curts, Davis, Dawson, Eddy, Ela, Enloe, Erwin, Funkhouser, Gilmore, Griffith, Harrington, Hayes, Hick, Higgins, Hodges, Huffinan, Janney, Johnston, Kinney, Little of Fulton, Logan of Sangamon, McConnell, McLain, Mann, Marshall, Miller, Miner, Morris, Morrison of Hancock, Morrison of Monroe, Morion, O'Conner, Omelveny, Prevo, Randolph, Reynolds, Robb, Rutledge, Seehorn, Shumway, Sims, Slocumb, Stickney, Stokes, Stookey, Swing,

Tappan, Thomas of Bureau, Thomas of Morgan, Tucker, Underwood, Wallace, Wardlaw, West, White, Williams, Wynne and Mr. Speaker.—72.

Those who voted in the negative, are,

Messrs. Cunningham, Denning, Eads, Everett, Glover, Hansford, Little of Will, Martin, Ozburn, Robinson of Menard, Rutledge, Starkweather and Sherman.—13.

*Ordered*, That Messrs. Morris, Denning, and Thomas of Morgan, be said committee.

Mr. Boyakin moved to dispense with the rule to enable him to introduce a bill for "An act to provide for calling a convention to amend the constitution of this State;" which was not agreed to.

On motion,

The House adjourned until two o'clock, P. M.

two o'clock, P. M.

House met pursuant to adjournment.

On motion of Mr. McLain,

The rule was dispensed with, and the bill for "An act to legalize the assessment of property in Richland county, for the year 1846," was taken from the orders of the day, and read the second time by its title; when,

On his further motion,

Said bill was referred to the committee on the Judiciary.

On motion of Mr. Reynolds,

The House resolved itself into a committee of the Whole on a bill for "An act providing for holding a special term of the circuit court in Massac county;" Mr. Denning in the chair.

After spending some time therein, the committee rose, and Mr. Denning reported that the committee had had said bill under consideration, had made some progress with the same, and had directed him to ask leave to sit again.

The question being taken on granting leave to the committee to sit again, it was decided in the affirmative.

On motion of Mr. Wallace,

The rule was dispensed with, and a bill for "An act authorizing the Auditor to refund to the school commissioner of Whiteside county, a certain amount of money therein specified," was read the second time, and

*Ordered* to be engrossed for a third reading.

On motion of Mr. Johnston,

The rule was again dispensed with, and said bill read a third time and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Stickney,

Leave of absence was granted to Mr. Logan of Jackson, for three weeks.

On motion of Mr. Logan of Sangamon,

He was excused from serving on the joint committee appointed to visit and examine the penitentiary.

On motion of Mr. Little of Fulton,  
Mr. McDowell was also excused from serving on the same committee.  
On motion,  
The House adjourned.

FRIDAY, JANUARY 1, 1847.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Griffith, a member.

The Speaker appointed Messrs. Little of Fulton, and Wynne, to serve on the joint select committee to visit and examine the condition of the prisoners confined in the penitentiary, in the place of Messrs. Logan of Sangamon, and McDowell, who were excused from serving on said committee.

Mr. Bailey of Fulton, presented the petition of twenty legal voters of townships one north, and two south, five west, in the county of Marquette, praying to have said townships attached to the county of Brown; which, without reading, was, on his motion, referred to the committee on Counties.

Mr. Erwin presented the petition of Jonathan Courier and others, asking pay for services rendered in the Mormon difficulties; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Stokes presented the petition of Jacob Miller and ninety-four others, praying the repeal of a certain road law therein named; which, without reading, was, on his motion, referred to the committee on State Roads.

Mr. Hayes, from the joint sub-committee on Education, appointed to visit the Asylum for the Deaf and Dumb at Jacksonville, made a report; which was read; when,

On motion of Mr. Boyakin,

Said report was laid on the table.

On motion of Mr. Reynolds,

The rule was dispensed with, and the House resolved itself into a committee of the Whole, to take into consideration a bill for "An act providing for holding a special term of the circuit court in Massac county;" Mr. Denning in the chair.

After some time spent therein, the committee rose, and

Mr. Denning reported that they had had said bill under consideration, had made some progress therein, and directed him to ask leave to sit again.

The question being taken on granting leave to the committee to sit again, it was decided in the affirmative; when,

On motion,

The House adjourned until two o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

On motion of Mr. Reynolds,

The House resolved itself into a committee of the Whole on the bill from the Senate for "An act providing for holding a special term of the circuit court in Massac county;" Mr. Denning in the chair.

After some time spent therein, the committee rose; and

Mr. Denning reported that they had had said bill under consideration; had made further progress therein, and directed him to ask leave to sit again.

The question being taken on granting leave to the committee to sit again, it was decided in the affirmative; when,

On motion,

The House adjourned.

SATURDAY, JANUARY 2, 1847.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Springer.

HENRY S. AUSTIN, a representative from the counties of Fulton and Peoria, appeared, was qualified, and took his seat.

On motion of Mr. Denning,

The rule was dispensed with, and a message from the Senate, received on Thursday last, containing a resolution providing for the election of an Auditor and Treasurer, was taken up for consideration; when,

On motion of Mr. Sherman,

The resolution was amended, by striking out, "half past ten o'clock, A. M.," and inserting "three o'clock, P. M."

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in said amendment.

Mr. Randolph presented the petition of P. H. Walker and others, citizens of Macomb, praying the vacation of certain streets and alleys therein named; which, without reading, was, on his motion, referred to the committee on Banks and Corporations.

Mr. Erwin presented the claims of William Presson and others, for materials furnished the State troops in the Mormon war, and for services rendered in the same; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Constant presented the claim of M. K. Anderson, Adjutant General of the State of Illinois, for services rendered during the Hancock disturbances in 1845, under the direction of the Governor; which, without reading, was on his motion, referred to the committee on Claims.

Mr. Bailey of Rock Island, presented the petition of N. Norton and others, praying that provision be made for furnishing religious instruction to convicts in the State Penitentiary; which, without reading, was, on his motion, referred to the committee on the Penitentiary.

The resolution pending some days since when the House adjourned, submitted by Mr. Logan of Jackson, asking Congress to donate land to aid in constructing the Central Railroad, &c., came up, in order of business, for consideration; when,

On motion of Mr. Reynolds,

Said resolution was laid on the table.

The resolution pending some days since, granting the use of the hall to the Temperance society, coming up for consideration,

Mr. Huffinan withdrew said resolution.



A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have passed a bill entitled, "An act appointing commissioners to make partition of the real estate of Stephen S Collett, late of Vermilion county, Indiana, deceased."

In which, they ask the concurrence of the House of Representatives.

The Senate have also concurred with the House of Representatives in the adoption of their resolution, for the appointment of a joint committee to fix the time of holding courts in the 3d judicial circuit.

Messrs. Allen, Davis of Massac, and Stephenson are the committee on the part of the Senate.

The Senate have ordered that 300 copies of the rules and joint rules of the General Assembly, be printed for the use of the two Houses.

On motion of Mr. Boyakin,

*Resolved,* That his Excellency the Governor be respectfully requested to lay before this House a full statement of the acts and doings of the State Bank for the last two years, so far as the same may be in his power; as also a statement as to who has acted as Bank Commissioner for that period, and under what pay, and from what source was the same received.

*Resolved,* That his Excellency the Governor be respectfully requested to lay before this House a statement of the real condition of the State Bank, together with his opinion as to whether any further legislation is necessary to finally settle the accounts of the same, without manifest injury to the people.

On motion of Mr. Funkhouser,

*Resolved by the House of Representatives, the Senate concurring herein,* That our Senators in Congress be instructed and our members requested, to use their strenuous exertions to procure the passage of a law making an appropriation of money for the continuation and completion of the Cumberland Road through the State of Illinois.

*Resolved,* That the Governor of this State be requested to forward a copy of this resolution to each of our members in Congress.

Mr. Cunningham submitted the following preamble and resolution; which was read:

**WHEREAS,** it should be the object of this Legislature to economize and save their time and money as much as possible; therefore, be it

*Resolved,* That the regular hour of adjournment hereafter, shall be nine o'clock, A. M.

Mr. Kretsinger moved to amend said resolution, by striking out "nine" and inserting "seven" in lieu thereof.

On motion of Mr. Robeson of Woodford,

The proposed amendment was laid on the table, by yeas and nays, on the demand of Messrs. Morris and Kretsinger, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Blakeman, Boyakin, Boyle, Bragg, Campbell, Caswell, Chapman, Constant, Cross, Cummings, Cunningham, Curts, Dawson, D'Wolf, Eads, Edly, Erwin, Funkhouser, Griffith, Harrington, Hayes, Higgins, Hodges, Kinney, McConnell, McLain, Martin, Miller, Morton, O'Conner, Ozburn, Prevo, Randolph, Remann, Reynolds, Robeson of Woodford, Rutledge, Stanley, Starkweather, Seehorn, Shumway, Sims, Slocumb, Smith, Stokes, Stookey

Swing, Tappan, Thomas of Morgan, Underwood, Wallace, Wardlaw, White, Williams, Williamson and Mr. Speaker.—60.

Those who voted in the negative, are,

Messrs. Casey, Cockle, Davis, Denning, Ela, Enloe, Everett, Gilmore, Glover, Hansford, Huffman, Janney, Johnston, Kretsinger, Little of Will, Mann, Marshall, Miner, Morris, Morrison of Hancock, Morrison of Monroe, Omelveny, Robb, Robinson of Menard, Stark, Sherman, Stickney, Thomas of Bureau, and Tucker.—29.

Mr. Reynolds moved to amend the resolution, so as to have it take effect three weeks from Monday next; when,

On motion of Mr. Sherman,

The proposed amendment was laid on the table.

Mr. Sherman moved to amend the resolution, so as to have it take effect on Monday, the 10th instant; when,

On motion of Mr. Boyakin.

The proposed amendment was laid on the table.

The question was then taken on the adoption of the resolution, and decided in the affirmative, by yeas and nays, on the demand of Messrs. Boyakin and Cunningham, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Brown, Bailey of Fulton, Blakeman, Boyakin, Boyle, Campbell, Casey, Caswell, Chapman, Constant, Cross, Cummings, Cunningham, Curtis, Davis, Dawson, Denning, D'Wolf, Eads, Ela, Erwin, Everett, Funkhouser, Gilmore, Glover, Griffith, Hansford, Harrington, Hayes, Hick, Higgins, Hodges, Huffman, Janney, Johnston, Kinney, Little of Will, McConnell, McLain, Mann, Marshall, Martin, Miller, Miner, Morrison of Monroe, Morton, Omelveny, Ozburn, Prevo, Robb, Robeson of Woodford, Rutledge, Stanley, Stark, Starkweather, Seehorn, Sherman, Shumway, Sims, Smith, Stickney, Stokes, Stookey, Underwood, Wallace, Wardlaw, White, Williams, Williamson, and Mr. Speaker.—72.

Those who voted in the negative, are,

Messrs. Bailey of Rock Island, Bragg, Eddy, Enloe, Grubb, Kretsinger, Morris, Randolph, Remann, Reynolds, Robinson of Menard, Slouch, Thomas of Bureau, Thomas of Morgan, and Tucker.—16.

On motion of Mr. Bailey of Fulton,

Mr. Little of Fulton, was excused from serving on the committee to visit the Penitentiary; when,

The Speaker appointed Mr. Tappan in his place.

Mr. Johnston offered for adoption the following resolution; which was read:

*Resolved by the House of Representatives, the Senate concurring herein, That no new business shall be introduced at this session of the General Assembly after the 18th instant, and that both Houses will adjourn sine die, on the first Monday of February next, at 8 o'clock, A. M.*

On motion of Mr. McLain,

Said resolution was laid on the table, by yeas and nays, on the demand of Messrs. Reynolds and Denning, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Fulton, Bailey of Rock Island, Blakeman, Boyle, Bragg, Campbell, Chapman, Cross, Cunningham, Davis,

D'Wolf, Eads, Eddy, Ela, Enloe, Erwin, Funkhouser, Gilmore, Griffith, Harrington, Hayes, Hick, Higgins, Huffman, Janney, Kretsinger, McConnel, McLain, Mann, Martin, Miller, Morris, Morrison of Monroe, Morton, O'Conner, Omelveny, Randolph, Remann, Robb, Robinson of Menard, Stanley, Starkweather, Sims, Smith, Thomas of Bureau, Thomas of Morgan, Tucker, Underwood, Wallace, White, Williams, Williamson and Mr. Speaker.—55.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Boyakin, Cantrill, Casey, Caswell, Constant, Cummings, Curts, Dawson, Denning, Everett, Glover, Hansford, Hodges, Johnston, Kinney, Little of Will, Marshall, Miner, Ozburn, Prevo, Reynolds, Robeson of Woodford, Rutledge, Stark, Seehorn, Sherman, Shumway, Slocumb, Stickney, Stokes, Stookey and Wardlaw.—33.

A message from the Senate by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have concurred with the House of Representatives in the passage of a bill entitled, "An act authorizing the Auditor to refund to the school commissioner of Whiteside county, a certain amount of money therein specified."

The Senate have also concurred with the House in their amendment to the resolution of the Senate; which amendment fixes the afternoon of this day at 3 o'clock, as the time at which the two Houses will meet in the Representatives' Hall to elect an Auditor and Treasurer.

The Senate have passed a bill entitled, "An act to authorize the repairing of the Governor's house;" in which they ask the concurrence of the House of Representatives.

On motion of Mr. Martin,

*Resolved*, That Monday morning next be appropriated for each member of the House to introduce bills, calling the counties alphabetically.

Mr. Morris offered for adoption the following resolution; which was read:

*Resolved, as the sense of this House*, That the number of delegates in the convention to amend the constitution, should be the same as the number of members in the present General Assembly; and that the census of 1845 should be the basis of their distribution among the counties of this State; when,

On his motion,

Said resolution was laid on the table.

Mr. Erwin offered for adoption the following resolution; which was read:

*Resolved*, That the committee on Elections be instructed to inquire into the expediency of so amending the law on that subject as to prevent persons voting in any other precinct than that in which they reside.

On motion of Mr. Cantrill,

Said resolution was laid on the table.

On motion of Mr. Constant,

*Resolved by the House of Representatives*, That the committee on the Militia inquire into the expediency of so amending or correcting so much of the fifty-third section of the militia law of this State as relates to the inspection of Brigade Majors, being certified by Major General, instead of Brigadier General.

Mr. Sherman offered for adoption the following resolution; which was read:

*Resolved by the House of Representatives, the Senate concurring herein,* That from and after the first Monday in February next, the per diem pay of members and officers of this General Assembly, be one dollar per day and no more.

Mr. Hayes moved to amend, by striking out all after the word "that," and inserting the following in lieu thereof, viz: "for the first two months, the pay of members and officers of this General Assembly, shall be three dollars per day, after which their pay shall be one dollar and fifty cents per day.

On motion of Mr. Martin,

Said resolution and proposed amendment were laid on the table.

On motion of Mr. Reynolds,

The House resolved itself into a committee of the Whole, to take into consideration a bill for "An act providing for holding a special term of the circuit court in Massac county;" Mr. Denning in the chair.

After some time spent therein, the committee rose, and

Mr. Denning reported that they had had said bill under consideration, had made some progress therein, and directed him to ask leave to sit again.

The question being taken on granting leave to the committee to sit again, it was decided in the affirmative; when,

On motion,

The House adjourned till half past 2 o'clock P. M.

HALF PAST TWO O'CLOCK, P. M.

House met pursuant to adjournment.

The Speaker laid before the House a communication from Ex Governor Ford, acting as Fund Commissioner ex-officio, accompanied by sundry documents. The report was partly read; when,

On motion of Mr. Hayes,

The communication, together with accompanying documents, was referred to the committee on Banks and Corporations.

The Speaker also laid before the House a communication from the Secretary of State, transmitting, in reply to a resolution of the House, a statement of the aggregate population of this State in 1810 and 1845, as shown by the official returns of each period, and the increase in five years. The communication was read; when,

On motion of Mr. Hayes,

The communication and accompanying statement were laid on the table, and three hundred copies ordered to be printed.

On motion of Mr. Huffman,

*Ordered,* That the Clerk inform the Senate that the House of Representatives are now ready to receive them in the hall of the House, to proceed to the election of an Auditor of Public Accounts and a State Treasurer for the State of Illinois.

At the appointed time, the Senate, preceded by their Speaker, appeared in the hall of the House, and took seats assigned them.

The Speaker of the House announced that the two Houses had convened in joint assembly for the purpose of electing an Auditor of Public Accounts and Treasurer for the State of Illinois.

Whereupon,

The two Houses proceeded to the election of an Auditor of Public Accounts.

Mr. Boyakin, of the House, nominated THOMAS H. CAMPBELL, as a candidate for that office; when,

On motion of Mr. Huffman, of the House,

Mr. CAMPBELL was elected by acclamation.

Whereupon,

The Speaker of the House of Representatives declared THOMAS H. CAMPBELL to be duly elected Auditor of Public Accounts for the two years next ensuing.

The two Houses then proceeded to the election of a State Treasurer.

Mr. Rutledge, of the House, nominated MILTON CARPENTER, as a candidate for that office; when,

On motion of Mr. Shumway, of the House,

Mr. CARPENTER was elected by acclamation.

Whereupon,

The Speaker of the House of Representatives declared MILTON CARPENTER, to be duly elected State Treasurer for the two years next ensuing.

The Senate then withdrew.

On motion of Mr. Underwood,

The House resolved itself into a committee of the Whole, on the bill for "An act providing for holding a special term of the circuit court in Massac county;" Mr. Denning in the chair.

After some time spent therein, the committee rose, and

Mr. Denning reported that they had had said bill under consideration; had made some progress therein, and directed him to ask that the committee be discharged from the further consideration thereof.

The question being taken on discharging the committee of the Whole from the further consideration of said bill, it was decided in the affirmative.

Mr. Underwood, from the committee on Engrossed and Enrolled Bills, reported, as correctly engrossed, bills of the following titles, viz:

"An act to incorporate the Illinois Conference Female Academy;"

"An act to repeal certain laws that provide for the location of a certain State road in the county of Marion;"

"An act to fix the pay of county commissioners;" and

"An act to amend an act entitled 'An act to protect the canal lands against trespass,' approved, March 4, 1837, and an act to amend 'An act to protect the canal lands against trespass, approved, February, 26, 1839,' approved, February 29, 1845;"

On motion of Mr. Logan of Sangamon,

The Senate bill for "An act providing for holding a special term of the circuit court in Massac county," was taken from the orders of the day, and referred to the committee on the Judiciary.

On motion of Mr. Sherman,

A bill for "An act to amend an act entitled 'An act to protect the canal lands against trespass, approved, March 4, 1837,' and an act to amend 'An act to protect the canal lands against trespass, approved, February 26, 1839,' approved February 27, 1845," was taken from the orders of the day; when,

On his further motion,

The rule was dispensed with, and the bill read the third time by its title and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion,

The House adjourned until 10 o'clock Monday morning.

### MONDAY, JANUARY 4, 1847.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Bailey.

Mr. Marshall announced the death of the Hon. WILLIAM RHODES, a representative from the counties of Hardin and Pope; and after delivering an impressive eulogy upon the character of the deceased, submitted the following resolutions:

*Resolved*, That, in the death of the Honorable WILLIAM RHODES, this body lost one of its most promising members; his constituents a faithful, zealous representative; his family a kind and generous protector; society one of its brightest ornaments; and his country a valuable, upright citizen.

*Resolved*, That we deeply sympathize with the widow of the deceased in this afflicting bereavement; and, as a mark of respect to the family, that a copy of these resolutions be transmitted to them by the Speaker.

*Resolved*, That, as a testimonial of respect for the deceased, and of the high estimation in which he was held, the members and officers of the House wear the usual badge of mourning for thirty days.

*Resolved*, That a committee of nine be appointed by the Speaker, to act in conjunction with a committee of the Senate, to make arrangements for the funeral of the deceased.

*Resolved*, That, in respect to the memory of the deceased, this House do now adjourn.

The question being taken, the resolutions were unanimously adopted.

*Ordered*, That Messrs. Marshall, Johnston, Eddy, Stickney, Enloe, Casey, Denning, Morris, and Hodges, be the committee on the part of the House.

*Ordered*, That the Clerk inform the Senate thereof.

The House then adjourned.

TUESDAY, JANUARY 5, 1847.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Robeson of Woodford, a member.

On motion of Mr. Boyakin,

The Speaker proceeded to call the counties alphabetically for the reception of bills, in accordance with a resolution adopted some days since.

On motion of Mr. Reynolds,

The rule was dispensed with for the day, and it was

*Ordered*, That the bills, to be introduced this morning, shall be severally read the first time by their titles.

Mr. Morris introduced a bill for "An act further to define the duties of probate justices;" which was read, and

*Ordered* to a second reading.

Mr. Bailey of Brown, introduced a bill for "An act repealing an act creating the county of Marquette, and for attaching certain townships in the county of Marquette, therein named, to the county of Brown;" which, was read, and

*Ordered*, to a second reading,

Mr. Dawson introduced a bill for "An act to regulate the fees and compensation of the officers and persons therein named; which was read, and

*Ordered* to a second reading.

Mr. Archer introduced a bill for "An act for the relief of W. P. Bennett, collector of Clark county;" which was read, and

*Ordered* to a second reading.

Mr. Griffith introduced a bill for "An act to authorize the citizens of the Little Wabash to remove the obstructions to navigation;" which was read, and

*Ordered* to a second reading.

Mr. Funkhouser introduced a bill for "An act to amend 'An act concerning estrays,' approved, March 3d, 1845," which was read, and

*Ordered* to a second reading.

Mr. Casey introduced a bill for "An act to amend an act entitled 'An act to amend an act concerning public roads,' approved, February 28th, 1845;" which was read, and

*Ordered* to a second reading.

Mr. Johnston introduced a bill for "An act requiring property listed for taxation to be assessed at its true cash value;" which was read, and

*Ordered* to a second reading.

Mr. Ela introduced a bill for "An act for the relief John Underwood, of the county of Lake, and State of Illinois;" which was read, and

*Ordered* to a second reading.

Mr. Randolph introduced a bill for "An act to vacate a part of the town plat of the eastern addition to the town of Macomb; also the entire town plat of the town of Sewardsville in the county of McDonough;" which was read, and

*Ordered* to a second reading.

Mr. Randolph also introduced a bill for "An act to provide for the payment of costs in criminal cases;" which was read, and

*Ordered to a second reading.*

Mr. Randolph also introduced a bill for "An act to provide for the election of supervisors by the people;" which was read, and

*Ordered to a second reading.*

Mr. Boyakin introduced a bill for "An act to provide for calling a convention to amend the constitution of this State;" which, was read, and

*Ordered to a second reading.*

Mr. Boyakin also introduced a bill for "An act to amend the twelfth section of the act entitled 'An act to establish and maintain common schools,' approved 26th of February, 1845;" which, was read, and

*Ordered to a second reading.*

Mr. Wardlaw introduced a bill for "An act to vacate the town plat of the town of Webster in the the county of Marshall;" which, was read, and

*Ordered to a second reading.*

Mr. Rutledge introduced a bill for "An act to change the time of taking out executions, issued by justices of the peace, and probate justices when acting as justices;" which, was read, and

*Ordered to a second reading.*

Mr. Omelveny introduced a bill for "An act in relation to appeals;" which, was read, and

*Ordered to a second reading.*

Mr. Omelveny also introduced a bill for 'An act to amend "An act concerning wills,' approved, March 3d, 1845;" which was read, and

*Ordered to a second reading.*

Mr. Omelveny also introduced a bill for "An act fixing the tenure of office of public administrators, and defining their duties;" which was read, and

*Ordered to a second reading.*

Mr. Omelveny also introduced a bill for "An act supplemental to 'An act concerning partitions,' approved March 3d, 1845;" which was read, and

*Ordered to a second reading.*

Mr. Omelveny also introduced a bill for "An act concerning marriage contracts;" which was read, and

*Ordered to a second reading.*

Mr. Omelveny also introduced a bill for "An act to repeal a part of an act therein mentioned;" which was read, and

*Ordered to a second reading.*

Mr. Thomas of Morgan, introduced a bill for "An act to amend the law in relation to marriages;" which was read, and

*Ordered to a second reading.*

Mr. Thomas of Morgan, also introduced a bill for "An act for the protection of timber;" which was read, and

*Ordered to a second reading.*

Mr. Thomas of Morgan, also introduced a bill for "An act to restore to the Governor and Senate the constitutional right of appointing States' Attorneys;" which was read, and

*Ordered to a second reading.*



Mr. Thomas of Morgan, also introduced a bill for "An act to amend the act entitled 'An act to establish the Illinois Asylum for the education of the Deaf and Dumb;'" which, was read, and

*Ordered to a second reading.*

Mr. Cockle introduced a bill for "An act to amend an act entitled 'An act to incorporate the city of Peoria;'" which was read, and

*Ordered to a second reading.*

Mr. Cockle also introduced a bill for "An act in relation to limited partnerships;" which was read, and

*Ordered to a second reading.*

Mr. McLain introduced a bill for "An act to amend an act entitled 'Judgments and Executions,' approved, March 3d, 1845;" which was read, and

*Ordered to a second reading.*

Mr. McLain also introduced a bill for "An act to prevent nuisance;" which was read, and

*Ordered to a second reading.*

Mr. Reynolds introduced a bill for "An act to amend the act relative to justices of the peace and constables;" which, was read, and

*Ordered to a second reading.*

Mr. Reynolds also introduced a bill for "An act to amend the school law;" which was read, and

*Ordered to a second reading.*

Mr. Reynolds also introduced a bill for "An act to amend the revenue law;" which was read, and

*Ordered to a second reading.*

Mr. Reynolds also introduced a bill for "An act to amend the act in relation to Practice;" which was read, and

*Ordered to a second reading.*

Mr. Underwood introduced a bill for "An act to amend 'An act in relation to schools,'" which was read, and

*Ordered to a second reading.*

Mr. Underwood also introduced a bill for "An act to amend the law in relation to courts;" which was read, and

*Ordered to a second reading.*

Mr. Underwood also introduced a bill for "An act to amend the present revenue law;" which was read, and

*Ordered to a second reading.*

Mr. Stokes introduced a bill for "An act to amend 'An act concerning wills,'" which was read, and

*Ordered to a second reading.*

Mr. Little of Will, introduced a bill for "An act to incorporate the Kankakee River Navigation Company;" which was read, and

*Ordered, to a second reading.*

Mr. Cunningham introduced a bill for "An act in relation to criminal jurisprudence;" which was read, and

*Ordered to a second reading.*

Mr. Cunningham also introduced a bill for "An act to repeal the act incorporating the town of Marion;" which was read, and

*Ordered to a second reading.*

Mr. White introduced a bill for "An act to provide for the collection of the revenue in Washington county for the year 1844;" which was read, and

*Ordered to a second reading.*

Mr. Glenn introduced a bill for "An act to amend the seventh section of 'An act concerning revenue,' approved, March 3d, 1845;" which was read, and

*Ordered to a second reading.*

Mr. Shumway introduced a bill for "An act to amend an act entitled 'Schools;'" which was read, and

*Ordered to a second reading.*

Mr. Hick introduced a bill for "An act to recognize county commissioners' courts in this State, and to amend the road laws;" which was read, and

*Ordered to a second reading.*

Mr. Funkhouser introduced a bill for "An act to authorize the inhabitants of school districts to employ such teachers as they may think proper;" which was read, and

*Ordered to a second reading.*

Mr. Morris presented the petition of J. M. Grover and others, praying an increase of the compensation of certain judges of the Supreme Court; which was read, and, on his motion, referred to the committee on the Judiciary.

Mr. Morris presented the petition of C. A. Warren and others, praying an increase of the compensation of certain judges of the Supreme Court; which, without reading, was referred to the committee on the Judiciary.

Mr. Randolph presented the claims of the militia of McDonough county, for services rendered in the Hancock difficulties, in June, 1844, by order of the Governor; which, without reading, were, on his motion, referred to the committee on Claims.

Mr. Randolph also presented the claim of James Clark against the State, for provisions furnished sundry persons during the Hancock difficulties in 1845; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Chapman presented the petition of A. Hamilton, praying compensation for provisions furnished the troops during the Mormon war; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Erwin presented the petition of James McCrosky and others, asking pay for materials furnished State troops in the Mormon war; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Stark presented the petition of Capt. Green's company and others, for compensation for services rendered in Hancock county, in the year 1841. Also the claims of G. W. Hawley & Co. and others, for provisions, &c. furnished the troops in the service of the State in the year 1844; which, without reading, were, on his motion, referred to the committee on Claims.

Mr. Wardlaw presented the petition of thirty-eight citizens of the county of Putnam, praying that Legislative provisions may be made for the religious instruction of the inmates of the State Penitentiary; which, without reading, was, on his motion, referred to the committee on the Penitentiary.

Mr. Grubb presented the petition of sundry citizens of Pike county, praying for a change in the law authorizing the collection of taxes for school purposes; which, without reading, was, on his motion, referred to the committee on Education.

On motion of Mr. Seehorn,

Leave was given him to withdraw the claim of William Hendry, presented some time since, and referred to the committee on Claims.

A message from the Senate by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate desire the concurrence of the House of Representatives, in bills passed by the Senate, entitled as follows:

"An act for the assessment and collection of the revenue for Hancock county, for 1845, 1846, and 1847;"

"An act to authorize the county commissioners' court of Mercer county to pay recorder of said county for services rendered."

Mr. Boyakin, from the committee on the Judiciary, reported a bill for "An act to amend the 132 section of the chapter of the Revised Statutes of 1845, in regard to wills;" which was read, and

*Ordered* to a second reading.

Mr. Morris, from the committee on the Judiciary, to which was referred a Senate bill for "An act providing for holding a special term of the circuit court in Massac county," reported the same back, with sundry amendments, and recommended the passage of the bill as proposed to be amended.

The amendments were read; when,

Mr. Cross called for a division of the question, so as to take the vote on each amendment separately.

The question was then taken upon each amendment separately, when they were severally concurred in.

Mr. Reynolds moved to amend the bill in the fifth section, by striking out the words, "and also in protecting the citizens of said county against mob violence, and in suppressing insurrection and rebellion in said county, or the counties adjacent thereto."

The question was taken on the proposed amendment, and decided in the negative, by yeas and nays, on the demand of Messrs. Reynolds and Kretsinger, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Rock Island, Blakeman, Campbell, Casey, Constant, Cross, Cummings, Curts, Dawson, Erwin, Glenn, Griffith, Hick, Janney, Kinney, Little of Will, Mann, Miller, Miner, Morrison of Hancock, Morrison of Monroe, Ozburn, Peirson, Prevo, Randolph, Remann, Reynolds, Robb, Rutledge, Stanley, Stark, Shumway, Sims, Slocumb, Smith, Stickney, Stookey, Tucker, Underwood and Williamson.—41.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Brown, Bailey of Fulton, Barber, Boyakin, Boyle, Bragg, Caswell, Chapman, Cockle, Creel, Cunningham, Davis, Denning, D'Wolf, Eads, Eddy, Ela, Enloe, Funkhouser, Gilmore, Glover, Grubb, Harrington, Harpole, Hart, Higgins, Hodges, Huffman, Johnston, Kretsinger, M'Lain, Morris, Morton, Omelveny, Robeson of Woodford, Starkweather, Seehorn, Sherman, Swing, Thomas of Bureau, Thomas of Morgan, Wallace, Wardlaw, White, Wilcox, Williams and Mr. Speaker.—48.

The bill, as amended, was then

*Ordered* to a third reading.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and the bill read a third time and passed.

*Ordered*, That the title be as aforesaid, and that the clerk inform the Senate thereof, and ask their concurrence in said amendments.

Mr. Underwood, from the committee on Engrossed bills, reported, as correctly engrossed, a bill for "An act to transcribe certain records in Greene county."

Mr. Underwood, from the same committee, reported, as correctly enrolled, and this day laid before the Council of Revision, a bill for "An act authorizing the Auditor to refund to the school commissioner of Whiteside county, a certain amount of money therein specified."

Mr. Underwood, from the committee on the Judiciary, reported a bill for "An act to establish district courts in the State of Illinois;," which was read, and

*Ordered* to a second reading.

On motion of Mr. Denning,

The rule was dispensed with, and the bill read the second time by the title; when,

On motion of Mr. Starkweather,

Said bill was laid on the table, and three hundred copies ordered to be printed for the use of the House.

On motion of Mr. Remann,

The rule was dispensed with, and leave given him to introduce a bill for "An act for the relief of the administrators of James Hawkins, late collector of Fayette county, deceased;," which was read the first time by the title, and

*Ordered* to a second reading.

Mr. Wallace, from the committee on Counties, reported a bill for "An act to amend 'An act relative to the issuing of juror's certificates;'" which was read, and

*Ordered* to a second reading.

On motion of Mr. Stickney,

The rule was dispensed with, and leave given him to introduce a bill for "An act to incorporate the Boston and Elizabeth Mining Company of South Illinois;" which was read by the title, and

*Ordered* to a second reading.

On his further motion,

The rule was again dispensed with, and said bill read a second time by the title, and referred to the committee on Banks and Corporations.

Mr. Thomas of Morgan, from the committee on the Judiciary, to which was referred a bill for "An act to legalize the assessment of property in Richland county, for the year 1846," reported the same back, with an amendment as a substitute; which was read and concurred in; and the bill, as amended,

*Ordered* to be engrossed for a third reading.

Mr. Stickney, from the committee appointed to make the necessary arrangements for the funeral of the Hon. William Rhodes, late a member of this House, made the following report:

The committee of arrangements appointed to make preparations for the funeral ceremonies, on the occasion of the death of the Hon. William Rhodes, arranged the following particulars for the same, to wit:

They selected Messrs. Dougherty, Dennis, Matteson, and McRoberts, of the Senate, and Messrs. Hick, Cunningham, White and Kretsinger, of the House, as pall bearers.

The committee also selected Messrs. Warren of the Senate, and Stickney of the House, to act as Marshals for that occasion.

The committee also appointed the Rev Mr. Hale, as the officiating minister on the occasion.

The committee adopted the following order for the ceremonies.

The members and officers of the two Houses of the General Assembly met in the Hall of the House, at half past two o'clock on yesterday, at which time the corpse of the deceased was brought to the Hall of the House in charge of the pall bearers and committee of arrangements, where the religious ceremonies were conducted by the Rev. Mr. Hale.—After the services in the Hall of the House, the assemblage proceeded with the corpse to the grave, under the directions of Messrs. Warren and Stickney, in the following order, viz:

1st. Pall Bearers.

2d. Relatives and colleagues of the deceased.

3d. The Rev. Clergy.

4th. The officers and members of the House of Representatives.

5th. The officers and members of the Senate.

6th. The Governor and Lieutenant Governor of the State, Judges of the Supreme Court of this State, and District Court of the United States, and other officers.

7th. Citizens and strangers on foot.

On motion of Mr. Morrison of Hancock,

The rule was dispensed with, and leave granted him to introduce a bill for "An act to amend the 24th chapter of the Revised Statutes of 1845, and for other purposes;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Cunningham,

The rule was dispensed with, and leave given him to introduce a bill for "An act to amend 'An act in relation to negroes and mulattoes;'" which was read.

The question being taken on ordering said bill to a second reading, it was decided in the affirmative, by yeas and nays, on the demand of Messrs. Wardlaw and Huffman, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Brown, Bailey of Fulton, Barber, Boyakin, Boyle, Bragg, Casey, Caswell, Creel, Cunningham, Dawson, Denning, Eads, Enloe, Erwin, Funkhouser, Glenn, Griffith, Grubb, Harpole, Hick, Higgins, Hodges, Johnston, McLain, Mann, Morrison of Hancock, Omelveny, Ozburn, Prevost, Robeson of Woodford, Stanley, Shumway, Sims, Slocumb, Smith, Stickney, Stokes, Swing, White, Williamson and Mr. Speaker.—43.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Rock Island, Blakeman, Brown, Campbell,

Cockle, Constant, Cummings, Curts, Davis, D'Wolf, Ela, Gilmore, Glover, Hansford, Hart, Huffman, Janney, Kinney, Little of Will, McConnell, Miller, Miner, Morrison of Monroe, Peirson, Randolph, Remann, Reynolds, Robb, Rutledge, Stark, Starkweather, Seehorn, Stookey, Thomas of Bureau, Thomas of Morgan, Tucker, Underwood, Wallace, Wardlaw, Wilcox and Williams.—42.

On motion of Mr. Omelveny,

The rule was dispensed with, and leave given him to offer for adoption the following preamble and resolution, viz:

*WHEREAS*, The money of the people should not be applied to printing bills introduced in this House before they become laws; therefore,

*Resolved*, That no bill introduced into this House shall be ordered to be printed, until the same becomes a law.

The question being taken on the adoption of said preamble and resolution, it was decided in the negative.

Mr. Archer, from the committee on State Roads, to which were referred sundry petitions praying the vacation of certain State roads, and the establishment of others, reported a bill for "An act vacating certain State Roads, and to establish certain roads;" which was read, and

*Ordered* to a second reading.

Mr. Cockle offered for adoption the following resolution; which was read:

*Resolved*, That the Hall of Representatives be allowed to Robert S. Finley, for the purpose of delivering an address on colonization, this evening, Tuesday, January 5, 1847.

The question was taken on the adoption of the resolution, and decided in the affirmative, by yeas and nays, on the demand of Messrs. Dawson and Sims, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Boyle, Bragg, Brown, Campbell, Caswell, Cockle, Constant, Cummings, Davis, D'Wolf, Eads, Funkhouser, Glenn, Gilmore, Glover, Griffith, Hansford, Harrington, Hart, Hick, Higgins, Huffman, Kinney, McConnell, McLain, Martin, Miller, Miner, Morris, Morrison of Hancock, Peirson, Randolph, Remann, Reynolds, Robb, Stark, Starkweather, Shumway, Slocumb, Smith, Stickney, Swing, Thomas of Bureau, Thomas of Morgan, Tucker, Underwood, Wallace, Wardlaw, White, Wilcox, Williams, Williamson and Mr. Speaker.—59.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Boyakin, Casey, Creel, Cunningham, Curts, Dawson, Denning, Ela, Enloe, Erwin, Grubb, Johnston, Kretsinger, Little of Will, Mann, Morrison of Monroe, Ozburn, Prevo, Robeson of Woodford, Rutledge, Stanley, Seehorn, Sims and Stokes.—25.

Mr. Sims offered for adoption the following resolution, which was not agreed to, viz:

*Resolved*, That the Judiciary committee bring in a bill, so that hereafter, courts will not have the power to take a case from the jury, and prevent a verdict, when once the cause is legally before them; and also to place it out of the power of a court to take a cause from the jury by the English law, so called, of demurrer to evidence.

On motion of Mr. Miller,

*Resolved*, That the committee on State roads be instructed to inquire into the expediency of so amending the road law, as to make it the duty of the county commissioners, at their March term of court, to take as a basis for any highway property tax that they are authorized to levy by existing laws, the assessment of the year next preceding said March term.

Also, of making it the duty of supervisors, on or before the first day of March, annually, to furnish the clerk of the county commissioners' court with a list of the names of all the tax payers residing in his road district, in order that the clerk may issue the property tax warrant in the spring of the year, with the poll tax warrant.

Also, of making it the duty of supervisors to use due diligence to collect said property tax, and make their reports to the county commissioners' clerks, on or before the first Monday in September annually.

Also, of examining the eighth section of an act entitled "An act to amend 'An act concerning public roads,' approved February 20th, 1841," with the view of ascertaining whether said section does not unintentionally repeal portions of the road law that are intended to remain in force.

On motion of Mr. Wallace,

*Resolved*, That the committee on Education inquire into the expediency of amending the sixty-eighth section of the common school law, by striking out the words "male under the age of twenty-one years," and inserting the words "under the age of twenty years."

Also to amend the same by regulating school commissioners to deliver over to their successors in office, all books, papers, and moneys belonging to their respective counties.

Mr. Thomas of Morgan, offered for adoption the following resolution; which was read:

*Resolved*. That the committee on Finance be instructed to report a bill amending the present revenue laws, so as to provide,

1st. For a classification of all the lands in the State, for purposes of taxation, so that an equal quantity shall be placed in each class, and fixing a valuation upon each, so that the assessors shall decide upon the class to which lands belong, and not upon the valuation.

2d. For the listing and classification of lands once in five years, and thus save to the people the cost of listing and valuing every year.

3d. For the payment of taxes directly into the State treasury for a limited period every year, and for the reception of taxes by the treasurer from the year of listing and classing lands, until such listing and classing is again required; thus saving to the people the cost of collecting all taxes which may thus be paid.

4th. For the payment of taxes at the county seats for a limited period every year, so that all who desire, may, within that period, pay their taxes at the county seats.

5th. For the sale of lands for taxes once in two years, and then to be advertised by the Auditor, and sold by the sheriffs at the county seats, and thus save the enormous expenses attending the sales as now required.

6th. Fixing the rate of taxation so as to meet the ordinary expenses of Government, preserve inviolate the faith of the State, and prevent the

accumulation of a domestic debt, and the sale of Auditor's warrants for less than par value.

7th. Reducing the amount required to be paid for the redemption of lands sold for taxes, and making void all sales of lands for taxes to officers of the State, or to others for their use, who have any connection with the collection or disbursement of the revenue.

8th. Providing that owners of lands sold for taxes, shall have a reasonable time to make redemption, after having actual notice of the sale.

9th. Providing for the payment of all the taxes upon lands into the State treasury, and the taxes upon town lots, the improvements upon lands, and personal property, into the county treasury.

On motion of Mr. Denning,

The resolution was amended in the first clause, by striking out the word "report," and inserting the following in lieu thereof, viz: "inquire into the expediency of reporting."

On motion of Mr. Morris,

The resolution was further amended by adding the following:

"*Resolved*, That the Auditor be requested to furnish this House with information, showing what would probably be the amount of revenue collected under the system proposed by the foregoing resolution."

Mr. Thomas of Morgan, moved to lay the resolution on the table, and that three hundred copies be printed for the use of the House.

On this motion,

The yeas and nays were called for by Messrs Omelveny and Sims, when,

On motion,

The House adjourned until two o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

An engrossed bill, for "An act to incorporate the Illinois Conference Female Academy," was read the third time and passed.

*Ordered*, That the title be as aforesaid, and that the clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Martin,

The rule was dispensed with, and leave given him to introduce the following bills; which were severally read the first time by their title, and

*Ordered* to a second reading, (viz:)

A bill for "An act concerning executors and administrators;"

A bill for "An act to amend the sixty-fifth chapter of the Revised Statutes of the State of Illinois, entitled 'Liens,' approved March 3d, 1845;"

A bill for "An act to amend the twenty-fourth chapter of the Revised Statutes of the State of Illinois, entitled 'Conveyances,' approved March 2d, 1845;"

A bill for "An act to amend 'An act entitled an act, to incorporate the city of Alton,' approved July 10th, 1837;"



A bill for "An act to construct a rail road from Alton in Madison county, to Springfield in Sangamon county."

On motion of Mr. Boyakin,

The rule was dispensed with, and a bill for "An act to repeal certain laws that provide for the location of a certain State road in the county of Marion," was read the third time and passed.

*Ordered*, That the title be as aforesaid, and that the clerk inform the Senate thereof, and ask their concurrence therein.

A bill for "An act to fix the pay of county commissioners," was read the third time.

The question being taken upon the passage of said bill, it was decided in the affirmative, by yeas and nays, on the demand of Messrs Denning and Boyakin, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Rock Island, Barber, Blakeman, Brown, Caswell, Cockle, Cross, Cummings, Curtis, Davis, D'Wolf, Eads, Ela, Enloe, Erwin, Funkhouser, Glenn, Gilmore, Glover, Grubb, Hansford, Hart, Higgins, Huffman, Kinney, Little of Will, McConnell, McLain, Mann, Martin, Miller, Morris, Morrison of Monroe, Omelveny, Peirson, Randolph, Remann, Reynolds, Robeson of Woodford, Stanley, Stark, Seehorn, Sherman, Smith, Stickney, Stookey, Tucker, Wallace, Wardlaw, White, Wilcox, Williams and Mr. Speaker.—54.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Boyakin, Boyle, Campbell, Casey, Creel, Cunningham, Dawson, Denning, Griffith, Harrington, Harpole, Hodges, Janney, Johnston, Kretsinger, Miner, Ozburn, Prevo, Robb, Rutledge, Starkweather, Shumway, Sims, Slocumb, Stokes, Swing, Thomas of Morgan, Underwood and Williamson.—30.

On motion of Mr. Underwood,

The rule was dispensed with, and a bill for "An act in relation to the assessment of taxes in St. Clair county," was read a second time, and

*Ordered* to be engrossed for a third reading.

A bill for "An act in relation to the records of Kendall county," was read a second time, and

*Ordered* to be engrossed for a third reading.

Mr. Huffman moved to dispense with the rule, and read a bill for "An act to incorporate the St. Clair Turnpike Company," a second time by its title; which was not agreed to.

Mr. Huffman moved to refer said bill to the committee on Banks and Corporations.

The bill was then read the second time; when,

On motion of Mr. Reynolds,

Said bill was referred to the committee on State Roads.

A bill for "An act for the relief of Charles W. Dodd," was read a second time, and

*Ordered* to be engrossed for a third reading.

A bill for "An act to incorporate Quincy Lodge No. 12, of the Independent Order of Odd Fellows, of the city of Quincy," was read a second time, and

*Ordered* to be engrossed for a third reading.

A bill for "An act further to provide against collectors speculating in Auditor's Warrants, and to increase the value thereof," was read a second time.

Mr. Wallace proposed to amend said bill by adding the following:

That hereafter the collectors of the several counties be, and they are hereby, required to pay over to the school commissioner of their respective counties, upon the Auditor's certificate, the same kind of funds which they may have collected, first paying over the specie funds by them so collected, and in case the specie funds so collected be not sufficient to pay the whole amount of the school fund, by the Auditor's certificate so directed to be paid, the balance thereof may be paid in Auditor's warrants.

On motion of Mr. Wilcox,

The bill and proposed amendment were referred to the committee on the Judiciary.

A bill for "An act to incorporate the Library and Theological Institute of the Evangelical Lutheran church of the Far West, to be located at Hillsboro', Montgomery county, Illinois," was read a second time, and

*Ordered* to be engrossed for a third reading.

A bill for "An act to provide for and preserve the evidence of the redemption of lands sold on execution or decree," was read a second time; when,

On motion of Mr. Morris,

Said bill was referred to the committee on the Judiciary.

A bill for "An act to amend an act, entitled 'An act to incorporate the the Madison county Ferry Company,'" was read a second time; when,

On motion of Mr. Martin,

Said bill was referred to the committee on Banks and Corporations.

A bill for "An act to authorize the school commissioner of La Salle county to sell a part of section sixteen, township thirty-three, north of range three east, was read a second time; when,

On motion of Mr. Glover,

Said bill was referred to the committee on Education.

A bill for "An act to limit the time of commencing suits in certain cases," was read the second time; when,

On motion of Mr. Johnston,

Said bill was referred to the committee on the Judiciary.

A bill for "An act to amend 'An act in relation to counties and county courts,' Approved March 3d, 1846," was read a second time; when,

On motion of Mr. Denning,

Said bill was laid on the table until the fourth of July next.

A bill for "An act to raise the fees of jurors," was read a second time; when,

Mr. Omelveny moved to amend said bill by adding the following additional section, viz:

Sec. 2. And there shall also be allowed and paid to grand and petit jurors, for every mile of necessary travel, to be computed from the place of holding courts to the residence of the juror, five cents per mile, to be paid out of the county treasury, as now provided by law for the payment of grand and petit jurors.

SEC. 3. Section sixteen of the act concerning jurors, approved March 3d, 1845, be, and the same is hereby repealed.

SEC. 4. This act shall take effect and be in force from and after its passage.

On motion of Mr. Johnston,

The bill and proposed amendment were referred to the committee on Finance.

A bill for "An act for the relief of the assessor of Madison county," being on its second reading,

On motion of Mr. Blakeman,

Said bill was laid on the table until the fourth of July next.

A bill for "An act to amend 'An act making appropriations for the pay and expenses of the Illinois militia, called into service by the Command-in-chief, during the year 1844,'" was read a second time; when,

On motion of Mr. Bailey of Brown,

Said bill was referred to the committee on the Judiciary.

A bill for "An act to amend an act, entitled 'An act relating to common schools in the city of Chicago, and for other purposes, approved March 1st, 1839,'" was read a second time; when,

On motion of Mr. Sherman,

Said bill was referred to the committee on Education.

A bill for "An act to authorize John Wood to lay out a part of the north west quarter of section eleven, two south, nine west, as a burying ground, and to convey the same or a part thereof to the Mayor and Aldermen of the city of Quincy, on terms to be mutually agreed on between the parties," was read a second time, and

*Ordered* to be engrossed for a third reading.

A bill for "An act to vacate a part of the town of Wilksboro', in McLean county, described therein," was read a second time; when,

On motion of Mr. Thomas of Morgan,

Said bill was referred to the committee on the Judiciary.

A bill for "An act to prevent the issuing of executions and other process against the property of officers and soldiers in the Mexican war," was read a second time; when,

On motion of Mr. Wilcox,

Said bill was referred to the committee on the Judiciary.

A bill for "An act to authorize the county of Pulaski to borrow money," was read the second time, and

*Ordered* to be engrossed for a third reading.

A bill for "An act in relation to attachments," was read the second time; when,

On motion of Mr. D'Wolf,

Said bill was referred to the committee on the Judiciary.

A bill for "An act for the benefit of the heirs of James M. Reynolds, deceased," was read the second time, and

*Ordered* to be engrossed for a third reading.

A bill for "An act to refund taxes paid on school lands, section sixteen, township ten north, range twelve west, and exempting school lands from taxes," was read the second time; when,

On motion of Mr. Archer,

Said bill was referred to the committee on Education.

A bill for "An act to amend the act relative to fees and salaries," was read the second time.

Mr. Reynolds moved to refer the bill to the committee on the Judiciary.

Mr. Shumway moved to lay the bill on the table.

Mr. Morris moved a call of the House; which was not agreed to.

The question was then taken on the motion to lay the bill on the table, and decided in the negative.

Mr. Boyakin moved to amend the motion of reference, by adding the following as instructions, viz:

"Said committee shall inquire into the propriety of the proposed increase of salaries in said bill, as also a corresponding increase of the pay, and fees and salaries of all other officers or persons whose pay, and fees and salaries were reduced by the last General Assembly of this State; and that they shall not recommend an increase of one without the others are also included."

Mr. Reynolds moved to lay the proposed instructions on the table; which was not agreed to.

The question was then taken on the referring the bill to the committee on the Judiciary, with the proposed instructions, and decided in the affirmative.

A bill for "An act to amend the law relative to interest on money," was read the second time.

Mr. Brown moved to lay said bill on the table.

On this motion the yeas and nays were demanded by Messrs. Brown and Funkhouser; when,

On motion,

The House adjourned.

### WEDNESDAY, JANUARY 6, 1847.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Dresser.

Mr. Morris presented the petition of James M. Seehorn, praying payment of claims therein named; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Morris also presented the petition of O. C. Skinner, praying compensation for services rendered during the Mormon troubles in Hancock county; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Stark presented the pay roll of Gen. Deming's staff; also the pay roll of Captain Yutter's company, in service in Hancock county, in the year 1844; also, sundry claims for services rendered, and articles furnished for the use of the State, during the disturbances in Hancock county, in the summer of 1844; which, without reading, were, on his motion, referred to the committee on Claims.

Mr. Morrison of Hancock, presented the petition of H. T. Wilson, asking the payment of a claim therein named; which, without reading, was, on his motion, referred to the committee on Claims.

A message from the Senate, by Mr. Moore, their Secretary :

*Mr. Speaker:* The Senate have passed bills, herewith presented for the concurrence of the House of Representatives, entitled

"An act to make legal the assessment of all the taxable property in the county of Rock Island and other counties;"

"An act to authorize district No 1, T. 35 N., R. 10 E., to build a school house;" and

"An act to amend the twenty-fourth chapter of the Revised Laws, entitled, 'Conveyance.'"

The Senate have concurred with the House of Representatives in the adoption of their resolution requesting the Governor to do certain acts in relation to Internal Improvement scrip.

The Senate have also adopted the accompanying resolution providing for the appointment of a joint committee to report concerning defects in the revenue law; in which they ask the concurrence of the House of Representatives.

Messrs. Coudy and Webb are the committee on the part of the Senate.

Mr. Bailey of Rock Island, presented a petition of Edward Bonney, praying compensation for services rendered the State therein named; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Bailey of Brown, presented the petition of Robert Trabue, praying compensation for provisions furnished the Illinois volunteers on duty in Hancock county, under the command of Major Warren, in 1836; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Morris, from the committee on the Judiciary, to which was referred the petition of William Conour and others, praying for a divorce, reported the same back, and asked to be discharged from the further consideration of the same.

The question being taken on discharging the committee from the further consideration of said petition, it was decided in the affirmative.

Mr. Morris, from the same committee, to which was referred the petition of William R. Parker and others, citizens of Kane county, praying the abolishing of capital punishment in this State, reported the same back, and asked to be discharged from the further consideration of the subject.

The question being taken on discharging the committee from the further consideration of said petition, it was decided in the affirmative.

Mr. Morris, from the same committee, to which were referred a preamble and resolution relative to the propriety of regulating the fees of physicians, reported the same back, and asked to be discharged from the further consideration of the subject.

The question being taken on discharging the committee from the further consideration of the preamble and resolution, it was decided in the affirmative.

Mr. Morris, from the same committee, to which was referred the petition of Mary Ann Smart and others, praying the passage of a law au-

thorizing the sale of certain lands, reported the same back, and asked to be discharged from the further consideration thereof.

The question being taken on discharging the committee from the further consideration of said petition, it was decided in the affirmative; when,

On motion of Mr. Sims,

The petition was referred to a select committee.

*Ordered*, That Messrs. Sims, Dawson and Randolph be that committee.

On motion of Mr. Marshall,

The subject embraced in the preamble and resolution relative to the fees of physicians, from the consideration of which the committee had been discharged, was referred to a select committee.

*Ordered*, That Messrs. Marshall, Bragg, and Blakeman, be that committee.

Mr. Morris, from the committee on the Judiciary, to which was referred a resolution relative to the expediency of allowing a removal of causes from justices of the peace in certain cases, reported a bill for "An act allowing persons arrested on criminal charges to remove the place of examination as therein provided;" which was read, and

*Ordered* to a second reading.

Mr. Morris, from the same committee, to which was referred a resolution instructing the committee to inquire into the expediency of so amending the act regulating interest, as to enable guardians and other persons having money in their possession belonging to minors, to loan the same at ten per centum, reported the same back, and asked to be discharged from the further consideration of the subject.

The question being taken on discharging the committee from the further consideration of said resolution, it was decided in the affirmative.

On motion of Mr. McLain,

The subject embraced in said resolution, was referred to a select committee.

*Ordered*, That Messrs. McLain, Reynolds and Hick be that committee.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have passed bills entitled, as follows:

"An act for the re-location of a street therein named;"

"An act for the re-location of Van Buren street, in Wilson's addition to the town of Batavia;"

"An act for the relief of George W. Cassiday, and others;"

"An act concerning Wall street in the town of Batavia;" and

"An act to incorporate the Madison and Saint Clair Plank and Rail Road Company;"

In the passage of which, I am directed to ask the concurrence of the House of Representatives.

The question pending yesterday when the House adjourned, on the motion to lay on the table, and print three hundred copies of the resolution introduced by Mr. Thomas of Morgan, relative to a revision of the revenue laws, came up in its regular order.

The yeas and nays having been demanded by Messrs. Omclveny and

Sims, the question was taken on the motion to lay on the table, and decided in the affirmative, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Boyle, Brown, Campbell, Chapman, Cockle, Constant, Cummings, Curtis, Davis, Eads, Ela, Funkhouser, Gilmore, Grubb, Huffman, Janney, Little of Will, Logan of Sangamon, McConnell, McLain, Martin, Miller, Miner, Morris, Morton, O'Conner, Pierson, Randolph, Remann, Robb, Robinson of Menard, Stark, Smith, Stickney, Thomas of Morgan, Tucker, Underwood, Wallace, Wardlaw, Williams, Williamson and Mr. Speaker.—48.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Boyakin, Bragg, Casey, Creel Cross, Cunningham, Dawson, Denning, Enloe, Erwin, Glenn, Glover, Griffith, Hansford, Harrington, Harpole, Hart, Hick, Higgins, Hodges, Johnston, Kretsinger, Mann, Marshall, Morrison of Hancock, Morrison of Monroe, Omelveny, Ozburn, Prevo, Reynolds, Robeson of Woodford, Rutledge, Stanley, Starkweather, Seehorn, Shumway, Sims, Slocumb, Stokes, Stookey, Swing, White and Wilcox.—44.

On motion of Mr. Huffinan,

*Resolved*, That hereafter, upon a call of the House, the names of the absentees shall be spread upon the journals of the House, except such as may be sick, or absent on leave.

On motion of Mr. Pierson,

*Resolved*, That the committee on the Judiciary be instructed to inquire into the meaning of sections 118, 119, 120, 121, and 122, of the fifty-ninth chapter of the Revised Statutes, relating to justices of the peace and constables, and report to this House, whether, in their opinion, there is any discrepancy in relation to the jurisdiction of justices of the peace; and whether any of the above sections, or any portion of them, are obscure and hard to be understood; and, if so, to alter and amend the same, so as to make them definite and certain, and plain to be understood; and report the same to the House at as early a day as practicable.

On motion of Mr. Underwood,

*Resolved*, That the clergymen who may officiate as chaplains for this House, be permitted to take seats within the bar of the House, whenever it may suit their convenience.

On motion of Mr. Bragg,

*Resolved*, That the committee on Elections be instructed to report to this House all the facts and circumstances attending the elections in the county of Marquette, so far as they may have a bearing on the rights of the present sitting members from said county, to their seats in this House, together with all the papers in their possession respecting said elections; also all the facts in relation to the county of Marquette being cut off from the county of Adams; and such other facts in possession of the committee as may be necessary for the House to come to a correct conclusion respecting the same.

Mr. Omelveny offered for adoption the following resolution; which was read:

*Resolved by the House of Representatives*, That the salaries of the judges

of the Supreme Court, of this State, who perform the same official services, should be equal; and that in the opinion of this House, it is manifestly unjust to make any distinction between them in their salaries.

Mr. Morris, moved to refer the resolution to the committee on the Judiciary; when,

On motion of Mr. Cunningham,

Said resolution was laid on the table, by yeas and nays, on the demand of Messrs. Omelveny and Reynolds, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Brown, Boyakin, Boyle, Brown, Campbell, Casey, Caswell, Constant, Creel, Cummings, Cunningham, Curts, Dawson, Denning, Eads, Erwin, Griffith, Hansford, Higgins, Hodges, Huffman, Janney, Johnston, Logan of Sangamon, Mann, Marshall, Morrison of Hancock, Prevo, Randolph, Robb, Robeson of Woodford, Rutledge, Stark, Starkweather, Sims, Smith, Stickney, Stokes, Stookey, Thomas of Morgan, Tucker, Underwood, Wardlaw, Williams, Williamson and Mr. Speaker.—47.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Bragg, Cockle, Cross, D'Wolf, Ela, Enloe, Funkhouser, Glenn, Gilmore, Glover, Grubb, Harrington, Harpole, Hart, Hick, Kretzinger, Little of Will, McConnell, McLain, Martin, Miller, Miner, Morris, Morrison of Monroe, Morton, O'Conner, Omelveny, Ozburn, Peirson, Remann, Reynolds, Robinson of Menard, Stanley, Seehorn, Shumway, Slocumb, Swing, Wallace, White and Wilcox.—45.

On motion of Mr. Wallace,

*Resolved*, That the Governor be requested to inform the House of the cause or causes which now exist, and render the amount of our State indebtedness a matter of uncertainty.

2d. What plan and probable costs thereof, would best effect the refunding of our State bonds and scrip.

3d. All the official information in his possession, derived from our State creditors, of their willingness to adopt upon their part the refunding policy.

4th. Specify the difficulties which now lie in the way of the payment of interest on our indebtedness, and to be removed by the refunding policy.

5th. Any other information in his possession, which he may deem proper in aiding the further action of the House on that subject.

Mr. McLain offered for adoption the following resolution, which was read:

*Resolved by the House of Representatives*, That His Excellency, Governor French, be respectfully requested to furnish this House with his plan, in detail, for restoring a sound currency, hinted at in his late message.

On motion of Mr. Denning,

Said resolution was laid on the table.

On motion of Mr. Thomas of Morgan,

*Resolved*, That that part of the Governor's address which relates to the insane, and to the necessity of providing for the amelioration of the condition of that unfortunate class, be referred to a select committee to con-



sist of one member from each congressional district; and that said committee have leave to report by bill or otherwise.

*Ordered*, That Messrs. Thomas of Morgan, Casey, Starkweather, Underwood, Sherman, Wallace, and Austin, be said committee.

Mr. Sims offered for adoption the following preamble and resolution; which was read:

*Whereas*, The improvement of the Wabash river is of vital importance to the State, and more particularly to the citizens residing in the eastern section of Illinois: *And whereas*, in our opinion, the Wabash is one of the great navigable streams referred to in the ordinance of 1787, whose navigable waters lead into the Mississippi, and is by nature intended by said ordinance to be considered the common highway for all of our citizens; therefore,

*Be it resolved*, That our Senators in Congress be instructed and our members requested to use their endeavors, in conjunction with the members from Indiana, to procure the passage of a law, giving land to the States of Indiana and Illinois, to be sold, and the proceeds laid out solely for the improvement of the navigation of said river, and for no other purpose.

*Resolved*, That the Governor transmit a copy of these resolutions to each of our Senators and Representatives in Congress.

The question being on the adoption of the preamble and resolutions, the yeas and nays were demanded by Messrs. Thomas of Morgan, and Sims; when,

On motion,

The House adjourned until two o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

The Speaker laid before the House a communication from George R. Weber, Public Printer, relative to the tenure of his office.

On motion of Mr. Huffman,

Said communication was referred to the committee on the Judiciary.

On motion of Mr. Chapman,

The rule was dispensed with, and leave given him to introduce a bill for "An act to change the name of the county of Marquette, to organize the same, to attach a portion of the county of Adams thereto, and to provide for the collection of the revenue therein, and for the purposes therein mentioned."

On motion of Mr. Buckley,

The rule was dispensed with, and said bill read by the title, and

*Ordered* to a second reading.

On his further motion,

The rule was again dispensed with, and the bill read a second time by its title.

On his further motion,

The bill was referred to a select committee to consist of the members from Adams and Marquette counties.

The question pending when the House adjourned last evening, on the

motion to lay on the table, a bill for "An act to amend the law relative to interest on money," came up in its regular order; when,

Mr. Brown withdrew his motion to lay said bill on the table.

Mr. Shumway moved to lay the bill on the table; which was agreed to, by yeas and nays on the demand of Messrs. Martin and Boyakin, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Brown, Boyakin, Boyle, Brown, Buckley, Campbell, Casey, Caswell, Cackle, Constant, Creel, Cummings, Cunningham, Denning, Erwin, Funkhouser, Gilmore, Griffith, Harpole, Hart, Hick, Higgins, Hodges, Janney, Johnston, Logan of Sangamon, Mann, Marshall, Morrison of Hancock, Prevo, Randolph, Robb, Robeson of Woodford, Robinson of Menard, Rutledge, Stanley, Starkweather, Shumway, Sims, Slocumb, Stickney, Stokes, Tucker, Underwood, White, Williamson and Mr. Speaker.—48.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Bragg, Chapman, Cross, Curts, Davis, Dawson, D'Wolf, Eads, Ela, Glenn, Glover, Hansford, Harrington, Huffman, Kinney, Kretsinger, Little of Will, McConnell, McLain, Martin, Miller, Miner, Morris, Morrison of Monroe, Morton, O'Conner, Omelveny, Ozburn, Peirson, Reimann, Reynolds, Stark, Sechorn, Sherman, Smith, Stookey, Swing, Thomas of Morgan, Wallace, Wardlaw, Wilcox and Williamis.—47.

Engrossed bill for "An act to transcribe certain records in Greene county," was read a third time and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. O'Conner,

The rule was dispensed with, and a bill for "An act to establish a ferry across the Illinois river in La Salle county," was read a second time by its title, and referred to the committee on State Roads.

A bill for "An act to repeal the fifteenth chapter of the Revised Statutes," was read the second time; when,

Mr. Denning moved to lay said bill on the table until the fourth of July next.

Mr. Johnston moved to lay said bill on the table, which was decided in the negative, by yeas and nays, on the demand of Messrs. Johnston and Blakeman, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Barber, Boyakin, Bragg, Casey, Chapman, Cackle, Cunningham, Denning, Eads, Ela, Erwin, Funkhouser, Glenn, Hansford, Harrington, Harpole, Hick, Hodges, Janney, Johnston, Kinney, Marshall, Martin, Miller, Morris, Morton, Omelveny, Ozburn, Prevo, Reynolds, Robeson of Woodford, Rutledge, Stanley, Shumway, Stokes, Swing, Wallace, White, Williamson and Mr. Speaker.—42.

Those who voted in the negative, are,

Messrs. Archer, Austin, Bailey of Rock Island, Blakeman, Boyle, Brown, Campbell, Caswell, Constant, Creel, Cross, Cummings, Curts, Davis, D'Wolf, Gilmore, Glover, Griffith, Hart, Higgins, Huffman, Kretsinger, Little of Will, Logan of Sangamon, McConnell, McLain, Mann,

Miner, Morrison of Hancock, Morrison of Monroe, O'Conner, Pierson, Randolph, Remann, Robb, Robinson of Menard, Stark, Starkweather, Seehorn, Sherman, Sims, Slocumb, Smith, Stickney, Stookey, Thomas of Morgan, Tucker, Underwood, Wardlaw, Wilcox and Williams.—51.

Mr. Marshall moved to refer said bill to the committee on Banks and Corporations.

Mr. Denning then withdrew his motion to lay said bill on the table until the 4th of July next; when,

On motion,

The House adjourned.

#### THURSDAY, JANUARY 7, 1847.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Robeson of Woodford.

Mr. Blakeman presented the petition of two hundred and forty-six voters of Madison county, praying the Legislature to repeal an act exempting the city of Alton from paying county tax; which, without reading, was, on his motion, referred to the committee on Finance.

Mr. Reynolds presented the petition of the inhabitants of Prairie Du-pont, of St. Clair county, praying the passage of a law authorizing them to lease a portion of their commons for school purposes; which, without reading, was, on his motion referred to a select committee.

*Ordered*, That Messrs. Reynolds, Linder, and Morrison of Monroe, be said committee.

Mr. Logan of Sangamon, presented the claim of Wallace & Diller against the State of Illinois; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. O'Conner presented the petition of two hundred and sixty citizens of La Salle county, praying for a ferry across the Illinois river in La Salle county; which, without reading, was, on his motion, referred to the committee on State Roads.

Mr. Wallace presented the petition of John C. Slocumb, praying for the allowance of his account for superintendence, labor, and materials furnished by him, on the lock at New Haven; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Swing presented the petition of four hundred and fifty-three citizens of Mason county, praying for a re-location of their county seat, referring the same to three disinterested commissioners; which, without reading, was, on his motion, referred to the committee on Counties.

Mr. Stickney presented the petition of Leonard White of Gallatin county, praying the passage of a law to prevent the sale of ardent spirits in certain cases; which was read; when,

Mr. Stickney moved to refer said petition to the committee on the Judiciary.

Mr. Shumway moved its reference to the committee on Education.

The question was then taken on referring the petition to the committee on the Judiciary, and decided in the affirmative.

Mr. Morris presented the petition of Silas Beebe, praying for the establishment of a ferry across the Mississippi river; which, without reading, was, on his motion, referred to the committee on State Roads.

On motion of Mr. Morris,

The rule was dispensed with, and leave given him to introduce a bill for "An act authorizing Silas Beebe to establish a ferry across the Mississippi river;" which was read the first time by its title, and

*Ordered* to a second reading.

On motion of Mr. Morris,

The rule was again dispensed with, and the bill read a second time by its title, and referred to the committee on State Roads.

Mr. Dawson presented the petition of fifteen voters of Brown county, praying the repeal of the law of 12th February, 1845, reducing the salary of certain judges therein named; which was read.

Mr. Dawson moved to refer said petition to the committee on Retrenchments.

Mr. D'Wolf moved to refer said petition to the committee on the Judiciary; when,

The question being taken on referring said petition to the committee on Retrenchment, it was decided in the affirmative.

Mr. Casey, from the committee on the State Library, to which was referred a resolution relative to the sale of surplus volumes of certain works in the Library, reported a bill for "An act to amend 'An act in relation to the State Library;'" which was read, and

*Ordered* to a second reading.

On motion of Mr. Casey,

The rule was dispensed with, and the bill read the second time by its title, and

*Ordered* to be engrossed for a third reading.

Mr. Omeiveny, from the committee on Engrossed and Enrolled Bills, reported, as correctly engrossed, bills of the following titles, viz:

"An act for the relief of Charles W. Dodd;"

"An act to authorize John Wood to lay out a part of the north-west quarter of section eleven, township two south, range nine west, as a burying ground, and to convey the same, or a part thereof, to the Mayor and Alderman of the city of Quincy, on terms to be mutually agreed upon between the parties;"

"An act to authorize the county of Pulaski to borrow money;"

"An act in relation to Kendall county;"

"An act in relation to the assessment of taxes in St. Clair county;"

"An act to incorporate a literary and theological institute of the Evangelical Lutheran Church of the Far West, to be located in Hillsboro', Montgomery county, Illinois;"

"An act to incorporate Quincy Lodge No. 12 of Independent Order of Odd Fellows of the city of Quincy;"

"An act to legalize the assessment of property in Richland county, for 1846;" and

"An act for the benefit of the heirs of James M. Reynolds, deceased;"

Mr. Little of Will, from the select committee to which was referred the petition of David Bloom, praying for relief, reported a bill for "An act for the relief of David Bloom;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Logan of Sangamon,

The rule was dispensed with, and the bill read the second time by the title, and referred to the committee on the Judiciary.

On motion of Mr. Starkweather,

The rule was dispensed with, and leave given him to make a report from the committee on Elections, to which was referred resolutions, papers, and certain poll books, relative to the right of Edward H. Buckley and Wyllys H. Chapman to retain seats in this House, as representatives from the county of Marquette;

Whereupon,

Mr. Starkweather made a report showing the number of votes given for representatives to the General Assembly by the voters of Marquette county in August, 1846, and the number of votes given for each person voted for. The committee also express an opinion favorable to the right of Messrs. Buckley and Chapman to retain their seats, as representatives from the county of Marquette, but refer the decision of the question to the House.

The report was read; when,

On motion of Mr. Logan of Sangamon,

Said report, together with the accompanying papers, was referred to the committee on the Judiciary.

On motion of Mr. Glover,

The rule was dispensed with, and leave given him to introduce a bill for "An act in relation to the town of Ottawa;" which was read, and *Ordered* to a second reading.

On his further motion,

The rule was again dispensed with, and the bill read the second time by the title, and referred to the committee on Banks and Corporations.

The question pending yesterday when the House adjourned, on the adoption of the preamble and resolution submitted by Mr. Sims, relative to the improvement of the navigation of the Great Wabash river, came up in its regular order.

On this question the yeas and nays had been demanded.

Mr. Boyakin moved to amend the resolution, by striking out the words, "and for no other purposes;" which was not agreed to.

The question was then taken on the adoption of the preamble and resolutions, and decided in the affirmative, by yeas and nays, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Barber, Blakeman, Boyle, Brown, Buckley, Cantrill, Caswell, Cockle, Constant, Cross, Davis, Dawson, Denning, D'Wolf, Eads, Eln, Enloe, Funkhouser, Glover, Griffith, Grubb, Hansford, Hart, Hodges, Huffman, Janney, Little of Fulton, Logan of Sangamon, McConnel, McLain, Miller, Morrison of Hancock, O'Conner, Prevo, Remann, Reynolds, Robb, Robeson of Woodford, Stanley, Stark, Starkweather, Seehorn, Sherman, Shumway, Sims, Slocumb, Smith, Swing, Tucker, Wardlaw, West, Williams and Williamson.—56.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Boyakin, Bragg, Campbell, Casey, Chapman, Creel, Cummings, Cunningham, Curtis, Glenn, Gilmore, Harrington, Harpole, Hick, Higgins, Johnston, Kinney, Kretsinger, Little of Will, Mann, Martin, Miner, Morris,

Morrison of Monroe, Morton, Omelveny, Ozburn, Pierson, Randolph, Robinson of Menard, Rutledge, Stokes, Stookey Underwood, Wallace, White, Wilcox and Mr. Speaker.—41.

A message from the Senate by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have concurred with the House of Representatives in the adoption of their resolutions instructing our Senators, &c. in relation to the Cumberland Road.

The Senate have also passed a bill, entitled "An act to incorporate the Hardin county Mining company;"

In which they ask the concurrence of the House of Representatives.

Mr. Cunningham offered for adoption the following preamble and resolution, which were read:

*Whereas*, The depressed condition of the finances of this State will not warrant, in the opinion of this House, an increase in the salaries or pay of any of the judicial officers of this State: *And whereas*, a strict sense of justice and the principles of economy demonstrate that the Justices of the Supreme Court, that are now allowed fifteen hundred dollars per annum, are receiving a salary entirely too high, taking into consideration the embarrassed and depressed condition of the finances of this State: *And whereas*, It is the opinion of this House, that the State has and can again get as good and talented Judges for one thousand dollars as can be secured for fifteen hundred dollars; therefore,

*Resolved*, That in order to carry out the principles of justice, equality, and economy, this House most respectfully request the Judges of the Supreme Court, who are now receiving fifteen hundred dollars per annum, to relinquish five hundred dollars per annum to the State, of their salaries, thereby placing all the Judges on an equal footing, as far as salaries are concerned, and saving to the State three thousand dollars per annum.

On motion of Mr. Cockle,

Said preamble and resolution were laid on the table, by yeas and nays, on the demand of Messrs. Cunningham and Casey, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Rock Island, Barber, Bragg, Brown, Buckley, Campbell, Caswell, Chapman, Cockle, Constant, Cross, D'Wolf, Eads, Ela, Funkhouser, Gilmore, Glover, Hansford, Harrington, Hick, Higgins, Janney, Kinney, Kretsinger, Little of Fulton, Little of Will, Logan of Sangamon, McConnell, McLain, Marshall, Martin, Miller, Miner, Morris, Morrison of Hancock, O'Conner, Omelveny, Pierson, Remann, Reynolds, Robb, Robinson of Menard, Stanley, Stark, Starkweather, Seehorn, Sherman, Slocumb, Smith, Swing, Underwood, Wallace, Wardlaw, West, Wilcox, Williams, Williamson and Mr. Speaker.—61.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Blakeman, Boyakin, Boyle, Cantrill, Casey, Creel, Cummings, Cunningham, Curtis, Davis, Dawson, Denning, Enloe, Erwin, Glenn, Griffith, Grubb, Harpole, Hart, Hodges, Huffman, Johnston, Mann, Morrison of Monroe, Morton, Ozburn, Prevo, Randolph, Robeson of Woodford, Rutledge, Shumway, Sims, Stokes, Stookey, Tucker and White.—38.

On motion of Mr. Logan of Sangamon,

The rule was dispensed with, to enable him to present the claims of S.

M. Tinsley & Co. and N. P. Tinsley & Co. against the State for articles furnished the Nauvoo expedition in 1845 and 1846; which, without reading, were, on his motion, referred to the committee on Claims.

On motion of Mr. Constant,

*Resolved by the House of Representatives*, That the committee on the Militia inquire into the expediency of enacting a law, fixing the pay of officers commissioned, non-commissioned officers and privates of the militia of this State, when called into actual service within the limits of the State, by the Executive, and that said committee be required to report by bill or otherwise.

On motion of Mr. Stokes,

*Resolved*, That the committee on the Militia be instructed to inquire into the expediency of enacting a law in relation to independent companies, and that they report by bill or otherwise.

On motion of Mr. Swing,

*Resolved by the House of Representatives, the Senate concurring herein*, That our Representatives in Congress be requested and our Senators instructed to use their best exertions to procure the passage of a law donating one quarter section of land to each township in this State, for the purpose of establishing a public library therein; said land to be selected from any lands subject to entry in the county where the township is located; said land to be selected by the School Commissioners of the respective counties; and further that His Excellency the Governor be requested to forward a copy of the foregoing resolution to each of our Senators and Representatives in Congress.

Mr. Rutledge offered for adoption the following resolution; which was read:

*Resolved*, That the Governor and Auditor be respectfully requested to cause the Attorney General to proceed immediately and make settlement by suit or otherwise, as the case may be, against all that are indebted to the State.

On motion of Mr. Johnston,

Said resolution was referred to the committee on Finance.

Mr. Robeson of Woodford, offered for adoption the following resolution; which was read:

*Resolved*, That the committee on Education be instructed to take under consideration the propriety of so amending the school law in relation to examining teachers, so that the School Commissioner shall appoint two citizens of his county who are well qualified, to associate with himself to examine all the teachers in their county, and grant their certificates of qualification, and for their services to receive compensation from every applicant in advance, to be fixed by law, to report by bill or otherwise.

Mr. Swing moved to amend said resolution by adding the following:

"That they meet at the county seat of their respective counties on the first Saturday of January and June for that purpose."

On motion of Mr. Remann,

Said resolution and proposed amendment were laid on the table.

Mr. Higgins offered for adoption the following resolution which was read:

*Resolved*, That the committee on Education be required to inquire into the propriety of so amending the school law as to allow trustees of

schools to grant certificates of qualification to persons possessing qualifications inferior to those at present prescribed by law, and proposing to teach in those districts in which the directors may be willing to employ them; and also that said committee be instructed to inquire into the expediency of so amending the school law as to allow the trustees of schools to decide upon the qualifications of the teachers in their respective districts.

On motion of Mr. Reynolds,

The previous question was ordered.

The question was then taken on the adoption of the resolution and decided in the affirmative.

Mr. Reynolds submitted for adoption the following resolution:

*Resolved*, That the 8th of January 1815, has become in the annals of the Republic almost as celebrated a day as the 4th of July, 1776. One day gave birth to the Republic and the other gave it manhood and an elevated standing amongst the nations of the earth. On the 4th of July, 1776, independence and defiance were proclaimed against Great Britain, and on the 8th of January, 1815, at New Orleans, the American cannon breathed vengeance and destruction against the invading army of the same Government; and in consequence of the great honor and glory achieved by the free and patriotic army under the illustrious hero General Jackson, over the said British invading army, this House will not meet on to-morrow, being the 8th of January, and the Governor cause the largest cannon at the seat of government to be fired once for each State; twice in honor of the Mexican war, and thrice in honor of the glorious battle of Monterey.

Mr. Shumway moved to amend said resolution by adding the following:

“And thrice in honor of the brave volunteers of Illinois, serving against the Mexicans in the present war.”

Mr. Cross moved to lay said resolution and proposed amendment on the table; which was not agreed to.

The question was then taken on the adoption of the amendment proposed by Mr. Shumway and decided in the affirmative.

Mr. Dawson moved to strike out the words, “this House will not meet on to-morrow, being the 8th of January;” which was not agreed to.

The question was then taken on the adoption of the resolution, as amended, and decided in the affirmative.

Mr. Barber submitted for adoption the following resolution, which was read, viz:

*Resolved*, That the committee on the Militia be instructed to inquire into the expediency of so amending the militia laws of this State as to make them to conform to the recommendations contained in the Governor's inaugural address, and that they report by bill or otherwise.

Pending the question on the adoption of the resolution,

On motion,

The House adjourned until two o'clock, P. M.



TWO O'CLOCK, P. M.

House met pursuant to adjournment.

On motion of Mr. Boyakin,

A call of the House was ordered, when it appeared that the following members were absent, viz:

Messrs. Archer, Bailey of Brown, Bragg, Brown, Buckley, Campbell, Chapman, Constant, Cummings, Davis, Eddy, Ela, Erwin, Grubb, Hart, Hick, Janney, Martin, Miner, Morris, Morrison of Hancock, Randolph, Reynolds, Robeson of Woodford, Stark, Seehorn, Sherman, Stickney, Stookey, Swing, Thomas of Morgan, Tucker, Turner, Underwood, Wardlaw and Williams.

Mr. Boyakin moved to dispense with the further proceedings under the call; which was not agreed to.

On his further motion, it was

*Ordered*, That the Door-keeper be despatched in the pursuit of absentees.

After progressing in the call for some time.

On motion of Mr. Johnston,

Further proceedings under the call were dispensed with.

The question pending last evening when the House adjourned, on the motion made by Mr. Marshall to refer to the committee on Banks and Corporations, a bill for "An act to repeal the fifteenth chapter of the Revised Statutes," came up in its regular order; when,

The question on the proposed reference was decided in the affirmative.

A bill for "An act to authorize the county of Alexander to borrow money," was read the second time, and

*Ordered* to be engrossed for a third reading.

A bill for "An act for the relief of Joseph Suppiger;" was read the second time, and

On motion of Mr. Martin,

Referred to the committee on Internal Improvements.

A bill for "An act to amend 'An act in relation to revenue,' and 'An act in relation to roads;'" was read the second time, and

On motion of Mr. Huffman,

Referred to the committee on State Roads.

A bill for "An act to amend the law in relation to paupers," was read the second time, and

On motion of Mr. Huffman,

Referred to the committee on the Judiciary.

A bill for "An act to protect the interests of orphans and minors and for other persons," was read the second time, and

On motion of Mr. Huffman,

Referred to the committee on the Judiciary.

A bill for "An act requiring the punctual discharge of duties by the Attorney General and the several State's Attorneys," was read the second time, and

On motion of Mr. Shumway,

Referred to the committee on the Judiciary.

A bill for "An act to authorize the county commissioners of Jasper county to borrow money, and for other purposes," was read the second time, and

*Ordered* to be engrossed for a third reading.

A Senate bill for "An act to amend 'An act in relation to wills,' " was read the second time; when,

Mr. Denning moved to amend the bill, by adding the following, viz:

"This act shall apply to all cases where there has not been a final settlement of the estate."

Mr. Martin moved to refer the bill and proposed amendment to the committee on the Judiciary; when,

On motion of Mr. Marshall,

The bill and proposed amendment were referred to the committee on the Judiciary, with instructions to examine particularly section 48 of the statute of wills, sections 32 and 33 of chapter on judgments, and act 37 in the appendix to the Revised Statutes.

A Senate bill for "An act to pay the balance due canal contractors," was read the second time.

Mr. Sherman moved to refer the bill to the committee on the Canal and Canal Lands.

Mr. Funkhouser moved its reference to the committee on Finance.

The question was then taken on referring said bill to the committee on the Canal and Canal Lands, and decided in the affirmative.

A Senate bill for "An act to authorize the building of two bridges across Fever river in the city of Galena," was read, and

*Ordered* to a second reading.

On motion of Mr. Eads,

The rule was dispensed with, and the bill read the second time by the title, and

*Ordered* to a third reading.

On motion of Mr. Reynolds,

The rule was again dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

A Senate bill for "An act appointing commissioners to make partition of the real estate of Stephen S. Collett, late of Vermilion county, Indiana, deceased," was read, and

*Ordered* to a second reading.

On motion of Mr. Huffman,

The rule was dispensed with, and the bill read the second time by its title, and

*Ordered* to a third reading.

On his further motion,

The rule was again dispensed with, and the bill read the third time by the title and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

A Senate bill for "An act to authorize the repairing of the Governor's house," was read, and

*Ordered* to a second reading.

A Senate bill for "An act to authorize the county commissioners' court of Mercer county to pay the recorder of said county for services rendered," was read, and

*Ordered to a second reading.*

A Senate bill for "An act for the assessment and collection of revenue for Hancock county for 1845, 1846, and 1847," was read, and

*Ordered to a second reading.*

On motion of Mr. Morrison of Hancock,

The rule was dispensed with, and the bill read the second time by the title; when,

On his further motion,

Said bill was amended, by adding the following as additional sections:

"That lands sold for the taxes of 1845, in said county of Hancock, be subject to redemption for the period of four years from the time of sale; and the purchaser shall not be entitled to a deed for the same, for said period of four years."

"That the Secretary of State transmit a certified copy of this act to the Clerk of the county commissioners' court of the county of Hancock."

On motion of Mr. Archer,

The bill, as amended, was referred to the committee on Finance.

On motion of Mr. Archer,

The rule was dispensed with, and a bill for "An act to incorporate the Wabash Navigation Company," was read, and

*Ordered to a second reading.*

On motion of Mr. Starkweather,

The rule was again dispensed with, and the bill read the second time by the title; when,

On motion of Mr. Hick,

Said bill was referred to the committee on Banks and Corporations.

A Senate resolution relative to the appointment of a joint select committee to examine the revenue law, and make such amendments to the same as may be deemed expedient, was read and concurred in.

*Ordered,* That Messrs. Hick, Thomas of Morgan, and Little of Will, be the committee on the part of the House, and that the Clerk inform the Senate thereof.

A Senate bill for "An act to authorize district No. 1, township 35 north, range 10 east, to build a school house," was read, and

*Ordered,* to a second reading.

A Senate bill for "An act to amend the twenty-fourth chapter of the Revised Laws entitled 'conveyances,'" was read, and

*Ordered to a second reading.*

A Senate bill for "An act to make legal the assessment of all taxable property in the county of Rock Island and other counties," was read, and

*Ordered to a second reading.*

On motion of Mr. Logan of Sangamon,

The rule was dispensed with, and the bill read the second time by the title, and referred to the committee on the Judiciary.

A Senate bill for "An act for the relief of George W. Cassidy and others," was read, and

*Ordered to a second reading.*

On motion of Mr. Wallace,

The rule was dispensed with, and the bill read the second time by the title; when,

On his further motion,

Said bill was amended, by adding the following, as an additional section, viz:

"Sec. 4. That the Auditor be and he is hereby authorized to receive from said J. Powers, the sum of thirty-two dollars in scrip issued by Perry, Wilson & Co., upon satisfactory proof that he, the said J. Powers, had received the same from the late Auditor Ewing; and that he issue his warrants to said J. Powers for the sum of two hundred and thirty-two dollars, in lieu of the sum of two hundred dollars, as provided for in this act."

On motion of Mr. Funkhouser,

The bill, as amended, was referred to the committee on Finance.

A Senate bill for "An act concerning Wall street, in the town of Geneva," was read, and

*Ordered* to a second reading.

On motion of Mr. Kretsinger,

The rule was dispensed with, and the bill read the second time by the title, and

*Ordered* to a third reading.

On motion of Mr. Reynolds,

The rule was again dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

A Senate bill for "An act for the location of Van Buren Street, in Wilson's addition to the town of Batavia," was read, and

*Ordered* to a second reading.

On motion of Mr. Kretsinger,

The rule was dispensed with, and the bill read the second time by the title, and

*Ordered* to a third reading.

A Senate bill for "An act for the re-location of a street therein named," was read, and

*Ordered* to a second reading.

On motion of Mr. Little of Will,

The rule was dispensed with, and the bill read the second time by the title, and

*Ordered* to a third reading.

On motion of Mr. Sherman,

The rule was again dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

On motion of Mr. Reynolds,

The rule was dispensed with, and a bill for "An act to incorporate the Madison and St. Clair Plank and Railroad Company," was read by the title, and

*Ordered* to a second reading.

On motion of Mr. Blakeman,

The rule was again dispensed with, and the bill read the second time by the title.

Mr. Martin moved to amend the bill by adding the following, viz;

"That there shall hereafter be no road established by authority of the Legislature within three miles on either side, and parallel therewith."

Mr. Martin moved to refer the bill and proposed amendment to the committee on Banks and Corporations.

Mr. Reynolds moved their reference to the committee on State Roads; when,

On motion of Mr. Underwood,

The proposed amendment was laid on the table.

The question was then taken on the motion to refer the bill and proposed amendment to the committee on Banks and Corporations, and decided in the affirmative.

Mr. Dawson moved to adjourn until Saturday morning 10 o'clock, which was not agreed to, by yeas and nays, on the demand of Messrs. Rutledge and Boyakin, as follows:

Those who voted in the affirmative, are,

Messrs. Bragg, Buckley, Cockle, Creel, Cunningham, Davis, Donning, Eads, Ela, Enloe, Erwin, Funkhouser, Gilmore, Glover, Hansford, Hick, Hodges, Janney, Kretsinger, McConnel, McLain, Mann, Morris, Morrison of Hancock, Morrison of Monroe, Morton, O'Conner, Omelveny, Ozburn, Pierson, Stanley, Stark, Seehorn, Shumway, Slocumb, Swing, Thomas of Morgan, Wallace, Wardlaw, West and Mr. Speaker.—41.

Those who voted in the negative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Boyakin, Boyle, Brown, Campbell, Cantrill, Casey, Caswell, Constant, Cross, Cur's, Dawson, D'Wolf, Glenn, Griffith, Higgins, Huffman, Johnston, Kinney, Little of Fulton, Little of Will, Logan of Sangamon, Marshall, Martin, Miller, Miner, Prevo, Randolph, Remann, Reynolds, Robb, Robeson of Woodford, Robinson of Menard, Rutledge, Sherman, Sims, Smith, Stickney, Stokes, Stookey, Tucker, Underwood, Watson, White and Williamson.—51.

Mr. Swing moved to adjourn until Saturday morning 9 o'clock; which was not agreed to.

Mr. Rutledge moved to adjourn until to-morrow morning 9 o'clock; which was not agreed to.

Mr. Omelveny moved to adjourn until Saturday morning 10 o'clock; which was not agreed to, by yeas and nays, on the demand of Messrs. Bragg and Tucker, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Fulton, Buckley, Creel, Cunningham, Davis, Enloe, Funkhouser, Gilmore, Grubb, Harpole, Hart, Hick, Janney, McLain, Mann, Miller, Morris, Morrison of Monroe, Morton, Omelveny, Ozburn, Peirson, Stanley, Stark, Seehorn, Slocumb, Swing, West and Mr. Speaker.—30.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Brown, Bailey of Rock Island, Barber, Blakeman, Boyakin, Boyle, Brown, Campbell, Cantrill, Casey, Caswell,

Chapman, Cockle, Constant, Cross, Cummings, Curts, Dawson, D'Wolf, Eads, Ela, Erwin, Glenn, Glover, Griffith, Hansford, Harrington, Higgins, Hodges, Huffman, Johnston, Kinney, Little of Fulton, Little of Will, Logan of Sangamon, McConnell, Marshall, Martin, Miner, Morrison of Hancock, Prevo, Randolph, Remann, Reynolds, Robb, Robeson of Woodford, Robinson of Menard, Rutledge, Sherman, Shumway, Sims, Smith, Stickney, Stokes, Stookey, Thomas of Morgan, Tucker, Wallace, Wardlaw, Watson, White and Williamson.—63.

On motion of Mr. Rutledge,

The rule was dispensed with, and leave given him to introduce the following resolution; which was read.

*Resolved*, That the Auditor of Public Accounts be instructed, that in making out warrants for the pay of members, he withhold the pay for to-morrow, as the Legislature has voted that it will not meet and attend to the public business on that day.

Mr. Glover moved that the House adjourn until to-morrow morning at 8 o'clock.

Mr. Morris moved that the House adjourn; which was not agreed to, by yeas and nays, on the demand of Messrs. Huffman and Dawson, as follows:

Those who voted in the affirmative, are,

Messrs. Baily of Rock Island, Boyakin, Boyle, Bragg, Creel, Davis, Funkhouser, Gilmore, Hart, Hick, Hodges, Janney, Mann, Marshall, Martin, Miller, Morris, Morrison of Hancock, Morrison of Monroe, Omelveny, Ozburn, Peirson, Remann, Reynolds, Stark, Seehorn, Slocumb, Swing, Thomas of Morgan, West, Williamson and Mr. Speaker.—32.

Those who voted in the negative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Barber, Blakeman, Brown, Buckley, Campbell, Cantrill, Casey, Caswell, Chapman, Cockle, Constant, Cross, Cummings, Cunningham, Dawson, D'Wolf, Eads, Ela, Enloe, Erwin, Glenn, Glover, Griffith, Grubb, Hansford, Harrington, Higgins, Huffman, Johnston, Kinney, Little of Fulton, Little of Will, Logan of Sangamon, McConnell, McLain, Miner, Morton, O'Conner, Prevo, Randolph, Robb, Robeson of Woodford, Robinson of Menard, Rutledge, Stanley, Sherman, Shumway, Sims, Smith, Stokes, Stookey, Tucker, Wallace, Wardlaw, Watson and White.—60.

The question was then taken on Mr. Glover's motion, to adjourn until to-morrow morning at 8 o'clock, and decided in the negative.

Mr. Reynolds moved to adjourn until Saturday morning 9 o'clock; which was not agreed to, by yeas and nays, on the demand of Messrs. Funkhouser and Morris, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Fulton, Baily of Rock Island, Boyakin, Boyle, Cantrill, Creel, Davis, Denning, Funkhouser, Glenn, Harrington, Harpole, Hart, Hick, Hodges, Janney, Mann, Martin, Miller, Morris, Morrison of Monroe, Morton, O'Conner, Omelveny, Ozburn, Peirson, Reiman, Reynolds, Robeson of Woodford, Seehorn, Slocumb, Swing and Mr. Speaker.—34.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Brown, Barber, Blakeman, Bragg, Brown,

Buckley, Campbell, Casey, Chapman, Cockle, Constant, Cross, Cummings, Cunningham, Dawson, D'Wolf, Eads, Ela, Enloe, Erwin, Gilmore, Glover, Griffith, Grubb, Hansford, Higgins, Huffman, Johnston, Kinney, Logan of Sangamon, McConnell, McLain, Miner, Morrison of Hancock, Prevo, Randolph, Robb, Robinson of Menard, Rutledge, Stanley, Stark, Shumway, Sims, Smith, Stokes, Stookey, Thomas of Morgan, Wallace, Wardlaw, Watson and White.—53.

Mr. Cross moved to adjourn until to-morrow morning 10 o'clock.

Mr. Dawson moved to adjourn until to-morrow morning 9 o'clock.

Mr. O'Conner moved to adjourn until Saturday morning 10 o'clock.

Mr. McLain moved that the House now adjourn; which was not agreed to, by yeas and nays, on the demand of Messrs. Morris and Brown, as follows, viz:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Fulton, Bailey of Rock Island, Boyakin, Boyle, Cantrill, Creel, Davis, Denning, Eads, Funkhouser, Glenn, Glover, Grubb, Harrington, Hart, Hick, Hodges, McLain, Mann, Miller, Morris, Morrison of Monroe, Morton, O'Conner, Ozburn, Peirson, Remann, Reynolds, Robeson of Woodford, Seehorn, Slocumb, Swing, Wallace, Williamson and Mr. Speaker.—36.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Brown, Barber, Blakeman, Bragg, Brown, Buckley, Campbell, Casey, Cockle, Constant, Cross, Cunningham, Dawson, D'Wolf, Ela, Griffith, Hansford, Higgins, Huffman, Johnston, Kinney, Logan of Sangamon, McConnell, Miner, Morrison of Hancock, Prevo, Randolph, Robb, Rutledge, Stanley, Stark, Shumway, Sims, Stokes, Stookey, Thomas of Morgan, Wardlaw and White.—39.

It appearing from the vote just taken, that there was no quorum present,

Mr. Funkhouser moved a call of the House, and

On his motion,

The yeas and nays were demanded by Messrs. Brown and Funkhouser; when,

Mr. Hart moved that the House adjourn; which was agreed to, by yeas and nays, on the demand of Messrs. Morris and Dawson, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Boyakin, Boyle, Creel, Cunningham, Davis, Denning, Enloe, Funkhouser, Glenn, Gilmore, Glover, Grubb, Harrington, Hart, Hick, McLain, Mann, Miller, Morris, Morrison of Monroe, Morton, O'Conner, Ozburn, Peirson, Randolph, Remann, Reynolds, Robeson of Woodford, Seehorn, Slocumb, Swing, Wallace, Williamson and Mr. Speaker.—39.

Those who voted in the negative, are,

Messrs. Archer, Blakeman, Bragg, Brown, Buckley, Campbell, Casey, Cockle, Constant, Cross, Cummings, Dawson, Eads, Ela, Griffith, Hansford, Higgins, Hodges, Huffin, Johnston, Kinney, Logan of Sangamon, Miner, Morrison of Hancock, Prevo, Robb, Rutledge, Stanley, Stark, Shumway, Sims, Stokes, Stookey, Thomas of Morgan, Wardlaw and White.—36.

The House then adjourned.

SATURDAY, JANUARY 9, 1847.

House met pursuant to adjournment.

Mr. Funkhouser moved to dispense with the reading of the journal; when,

On motion of Mr. Boyle,

A call of the House was ordered, and the call having been made, it appeared that the following members were absent:

Messrs. Archer, Barber, Bragg, Brown, Buckley, Cantrill, Caswell, Chapman, Cockle, Constant, Creel, Cummings, Dawson, Eddy, Ela, Enloe, Erwin, Glover, Griffith, Grubb, Hansford, Harrington, Harpoie, Hart, Hick, Higgins, Hodges, Janney, Kinney, Kretsinger, Linder, Logan of Sangamon, Lukins, McConnell, Mann, Marshall, Martin, Miller, Morris, Morrison of Hancock, Morrison of Monroe, O'Conner, Omelveny, Ozburn, Prevo, Reynolds, Robb, Robeson of Woodford, Robinson of Menard, Rutledge, Stanley, Starkweather, Seehorn, Sherman, Shumway, Sims, Slocumb, Stickney, Stookey, Swing, Thmoas of Morgan, Tucker, Underwood, Wallace, Wardlaw, Watson, Wilcox, Williams, Williamson and Wright.

On motion of Mr. Boyakin,

The further proceedings under the call were dispensed with.

Mr. Randolph called for the reading of the journal.

Mr. Grubb presented the petition of Joseph G. Perry of Pike county, for services during the disturbances in Hancock county, in the fall of 1845; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Glover presented the petition of Freeman Mills, Isaac Hardy, and two hundred and twenty others, praying the passage of a law establishing a ferry at La Salle; which, without reading, was, on his motion, referred to the committee on State Roads.

Mr. Austin presented the petition of one hundred and forty-five citizens of Illinois, praying for the repeal of the law in relation to punishment by death for treason and murder; which, without reading, was, on his motion, referred to the committee on the Penitentiary.

Mr. Mann presented the petition of H. S. Gordon and others, praying for a repeal of the present law in regard to the sale of ardent spirits; which was read, and referred to a select committee of nine, to consist of one from each Judicial Circuit.

*Ordered*, That Messrs. Mann, Higgins, Hodges, Slocumb, Dawson, McConnell, Kinney, Shumway, and Cockle, be said committee.

Mr. Swing, presented the remonstrance of four hundred and forty-five citizens of Mason county, praying against a removal of their county seat; which, without reading, was, on his motion, referred to the committee on Counties.

Mr. McConnell, presented the petition of sundry citizens of Stephenson county, in relation to furnishing religious instruction to the convicts in the penitentiary; which was read, and, on his motion, referred to the committee on the Penitentiary.

Mr. Seehorn, presented the petition of Henry Newton and others, praying for the passage of an act incorporating the town of Lima, in



Adams county; which, without reading, was, on his motion, referred to the committee on Banks and Corporations.

On motion of Mr. Seehorn,

The rule was dispensed with, and leave given him to introduce a bill for "An act to incorporate the town of Lima, in Adams county;" which was read, and

*Ordered* to a second reading, when,

On his further motion,

The rule was again dispensed with, and the bill read a second time by its title, and referred to the committee on Banks and Corporations.

Mr. Peirson moved to dispense with the rule, to enable him to introduce a bill; which was not agreed to.

A message from the Governor, by Mr. Cooley, Secretary of State.

*Mr. Speaker:* I am directed by the Governor to lay before the House, a communication in writing.

Mr. Denuing, from the committee of Finance of the two Houses, to which was referred a joint resolution, requiring them to examine into the affairs of the late Auditor of Public Accounts, made a report in relation thereto; which was read.

Mr. Janney moved to lay the report on the table.

Mr. Mann, moved to amend the motion, by adding the words, "and print five hundred copies."

The question was then taken on the motion to lay on the table and print, and decided in the negative.

On motion of Mr. Boyakin,

The report was referred to the committee on the Judiciary.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have passed a bill, in which they ask the concurrence of the House of Representatives, entitled

"An act to incorporate Jubilee College."

Mr. Janney, from the committee on Claims, to which was referred the petition of Edward Bonney, praying compensation for services rendered, and expenses incurred, pursuing the murderers of the late Col. Davenport, reported that the committee are of opinion that the subject is one which is entirely within the control of the Executive, and asked to be discharged from the further consideration of the subject.

The question being taken on discharging the committee from the further consideration of the petition, it was decided in the affirmative.

On motion of Mr. Janney,

Leave was granted to Mr. Bonney to withdraw from the files of the House, his petition and accompanying papers.

Mr. Janney, from the committee on Claims, to which were referred sundry petitions and claims for compensation for subsistence, clothing, forage, and materials furnished the Illinois militia, during the disturbances in Hancock county, in 1845 and 1846, reported a bill for "An act making appropriations to individuals therein named for subsistence, clothing, forage, and materials furnished the Illinois militia, under the command of Brig Gen. John J. Hardin, and Major W. B. Warren, during the years one thousand eight hundred and forty-five and six."

On motion of Mr. Janney,

The rule was dispensed with, and the bill read the first time by the title, and

*Ordered* to a second reading.

On his further motion,

The rule was again dispensed with, and the bill read the second time by the title.

Mr. Reynolds moved to refer said bill to the committee on Finance; when,

On motion of Mr. Thomas of Morgan,

The vote just taken on dispensing with the rule, and ordering the bill to be read the second time by the title, was reconsidered.

The bill was then read a second time, and

*Ordered* to be engrossed for a third reading.

Mr. Hick, from the committee on Banks and Corporations, to which was referred a bill for "An Act to incorporate the Illinois Retreat for the Insane," reported the same back, with an amendment; which was read, and concurred in, and the bill, as amended, was

*Ordered* to be engrossed for a third reading.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have adopted the accompanying preamble and resolution, authorizing the Secretary of State to deliver to the mayor and others, of Springfield, a quantity of wood, to be distributed, under their direction, among such of the citizens of this place as are suffering for the want of that necessary article, and are unable to procure it, at this inclement season;

In the adoption of which, I am directed to ask the concurrence of the House of Representatives.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and the message just received from the Senate was taken up for consideration; when,

Mr. Eads moved to amend the resolution, by adding, "that eight cords be furnished to the inhabitants of Joe Daviess county."

On motion of Mr. Morris,

The proposed amendment was laid on the table.

Mr. Miller moved to amend the resolution, by adding, "and that the Secretary furnish the like quantity to each county in the State."

On motion of Mr. McLain,

The proposed amendment was laid on the table, by yeas and nays, on the demand of Messrs. Sims and D'Wolf, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Rock Island, Barber, Blakeman, Boyakin, Bragg, Brown, Campbell, Casey, Caswell, Chapman, Constant, Creel, Cross, Cummings, Cunningham, Curts, Davis, Dawson, Denning, D'Wolf, Etn, Enloe, Everett, Fry, Funkhouser, Glenn, Gilmore, Glover, Griffith, Grubb, Hansford, Harrington, Harpole, Higgins, Hodges, Huff-

man, Janney, Johnston, Little of Fulton, Little of Will, Lukins, McConnell, McLain, Mann, Martin, Miner, Morris, Morrison of Monroe, Omelveny, Ozburn, Peirson, Prevo, Randolph, Remann, Reynolds, Robb, Robeson of Woodford, Robinson of Menard, Rutledge, Stanley, Stark, Starkweather, Seehorn, Sherman, Shumway, Slocumb, Smith, Stickney, Stokes, Stookey, Thomas of Morgan, Tucker, Turner, Wardlaw, Watson, West, White, Wilcox, Williams, Williamson and Mr. Speaker.—83.

Those who voted in the negative, are,

Messrs. Bailey of Fulton, Cantrill, Eads, Hart, Kinney, Marshall, Miller, Morrison of Hancock, Morten, Sims, Swing and Wallace.—12.

Mr. Martin moved the previous question; which was not agreed to.

Mr. Higgins moved to amend the resolution, by adding the following: "and that the members of the Legislature hereby pledge themselves to pay for the same."

On motion of Mr. Omelveny,

The main question was ordered.

The question recurring on the amendment proposed by Mr. Higgins, it was decided in the negative.

The question was then taken on the adoption of the preamble and resolution, and decided in the affirmative, by yeas and nays, on the demand of Messrs. Mann and Johnson, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Rock Island, Blakeman, Boyle, Buckley, Campbell, Caswell, Chapman, Cockle, Creel, Cross, Cunningham, D'Wolf, Ela, Enloe, Everett, Funkhouser, Glenn, Gilmore, Glover, Griffith, Grubb, Hansford, Harrington, Higgins, Hodges, Huffman, Janney, Kinney, Little of Will, Lukins, McLain, Martin, Miner, Morris, Omelveny, Ozburn, Remann, Reynolds, Robb, Robeson of Woodford, Robinson of Menard, Stanley, Stark, Sherman, Slocumb, Smith, Stickney, Stokes, Stookey, Thomas of Morgan, Tucker, Turner, Wardlaw, Watson, West, Wilcox, Williams and Williamson.—59.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Brown, Bailey of Fulton, Barber, Boyakin, Bragg, Cantrill, Casey, Curts, Davis, Dawson, Eads, Epperson, Harpole, Hart, Hick, Johnston, Little of Fulton, McConnell, Mann, Marshall, Miller, Morrison of Monroe, Morten, Prevo, Rutledge, Starkweather, Seehorn, Shumway, Sims, Swing, Underwood, Wallace, White and Mr. Speaker.—35.

Messrs. Brown, Constant, and Logan of Sangamon were excused from voting on said question.

Mr. Archer submitted for adoption the following resolution; which was read, viz:

*Resolved by the House of Representatives, the Senate concurring herein,* That the two Houses of the General Assembly will adjourn *sine die*, on the first Monday of February next.

The question being on the adoption of the resolution, the yeas and nays were demanded by Messrs. Reynolds and Prevo.

Mr. Bailey of Brown, moved to lay the resolution on the table.

On this motion, the yeas and nays were demanded by Messrs. Sherman and Reynolds.

Pending the question,

On motion,

The House adjourned until 2 o'clock, P. M.]

**TWO O'CLOCK, P. M.**

House met pursuant to adjournment.

Mr. Speaker laid before the House a communication from the Governor, in reply to a resolution adopted on the 2d instant, relating to the condition of the banks of this State; which was read, when,

On motion of Mr. Boyakin,

Said communication was referred to the committee on Banks and Corporations.

Engrossed bills of the following titles were severally read the third time, and passed, viz:

"An act for the relief of Charles W. Dodd;"

"An act to authorize John Wood to lay out a part of the north west quarter of section eleven, township two south, range nine west, as a burying ground, and to convey the same, or a part thereof, to the Mayor and Aldermen of the city of Quincy, on terms to be mutually agreed upon between the parties;"

"An act to authorize the county of Pulaski to borrow money;" and

"An act in relation to the records of Kendall county."

Ordered, That the titles, severally, be as aforesaid; and that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Boyakin,

A bill for "An act to provide for calling a Convention to amend the Constitution of this State," was taken from the orders of the day, and read the second time; when,

Mr. Morris moved to refer the bill to the committee of the whole House, and make it the order of the day for Thursday next.

Mr. Boyakin moved to make it the order of the day for Monday next.

On motion of Mr. Cockle,

The main question was ordered.

The question then recurring on the motion made by Mr. Morris, it was decided in the affirmative.

On motion of Mr. Griffith,

The rule was dispensed with, and leave given him to introduce a bill for "An act regulating the selection of grand and petit jurors;" which was read, and

Ordered to a second reading.

On motion of Mr. Underwood,

The rule was again dispensed with, and the bill read the second time by its title; when,

On motion of Mr. Thomas of Morgan,

Said bill was referred to the committee on the Judiciary.

On motion of Mr. Griffith,

The rule was dispensed with, and leave given him to offer the following resolution; which was adopted:

*Resolved by the House of Representatives,* That the Governor be requested to cause to be laid before the House, the condition of the mill property of the State, at or near Carmi and New Haven, with the profits arising therefrom, if any.

On his further motion,

The rule was again dispensed with, and leave given him to introduce the following resolution; which was adopted, viz:

*Resolved,* That His Excellency, the Governor, be requested to cause to be laid before the House, the amount of assets in the hand of the State to meet its liabilities, (both available and unavailable,) at as early an hour as may be practicable.

On his further motion,

The rule was again dispensed with, and leave given him to offer the following resolution; which was adopted, viz:

*Resolved,* That the committee on Education, be requested to inquire into the expediency and propriety of so amending the school law as to make the manner of unorganized townships under the direction of the trustees of school lands appointed by the county commissioners' court, more intelligible, and so as to give them undeniable right to their share of the prominent and available interest fund for school purposes.

On motion of Mr. Peirson,

The rule was dispensed with, and leave given him to introduce a bill for "An act to authorize the legal voters of McHenry county to elect school directors, and to raise money to build school houses," which was read, and

*Ordered* to a second reading.

On his further motion,

The rule was again dispensed with, and the bill read the second time by its title; when

On motion of Mr. Huffman,

Said bill was referred to the committee on Education.

A bill for "An act in relation to assessment of taxes in St Clair county," was read a third time.

On motion of Mr. Underwood,

Said bill was amended in the first section by adding after the word "1815," the words "and 1816," and also by striking out the third section.

The bill as amended was then passed.

*Ordered,* That the title of the bill be as amended, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

A bill for "An act to incorporate Quincy Lodge No. 12, of the Independent order of Odd Fellows of the city of Quincy," was read the third time and passed.

*Ordered,* That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

A bill for "An act for the benefit of the heirs of James M. Reynolds, deceased," was read a third time and passed.

*Ordered,* That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Underwood,

The rule was dispensed with, and a bill for "An act to establish District Courts in the State of Illinois," was taken up for consideration; when,

On motion of Mr. Thomas of Morgan,

Said bill was referred to the committee of the whole House.

A bill for "An act to incorporate a Literary and Theological Institute of the Evangelical Lutheran Church of the Far West, to be located in Hillsboro', Montgomery county, Illinois," was read a third time and passed.

*Ordered*, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

A bill for "An act to legalize the assessment of property in Richland County, for A. D., 1840," was read a third time and passed; when,

On motion of Mr. McLain,

The title of the bill was amended so as to read as follows:

"An act concerning the assessment of property, and for the relief of the sheriff of Richland county."

*Ordered*, That the title of the bill be as amended, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

A Senate bill for "An act to amend the twenty-fourth chapter of the Revised Laws, entitled 'Conveyances,'" was read a second time; when,

On motion of Mr. Martin,

Said bill was referred to the committee on the Judiciary.

On motion of Mr. Little of Will,

The rule was dispensed with, and a Senate bill for "An act to authorize district number one, township thirty-five, north of range ten east, to build a school house," was read a second time by its title.

Mr. Huffman moved to refer said bill to the committee on Education; which was not agreed to. The bill was then

*Ordered* to a third reading.

On motion of Mr. Sherman,

The rule was dispensed with, and said bill read a third time.

Mr. Huffman moved to amend said bill by adding the following additional section, viz:

The provisions of this act shall be extended to all the school districts in the State that may desire to avail themselves of its provisions.

Mr. Harrington moved to refer said bill and amendment to the committee on Education, with instructions to report a general law on the subject; which was not agreed to.

Mr. Johnston moved to refer said bill and amendment to the committee on Education.

Mr. Underwood moved to lay the proposed amendment on the table; which was not agreed to.

The question was then taken on the passage of the bill, and decided in the affirmative.

*Ordered*, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof.

A Senate bill for "An act to authorize the county commissioners'

court of Mercer county, to pay the recorder of said county for services rendered, was read a second time, and

*Ordered* to a third reading.

On motion of Mr. Gilmore,

The rule was dispensed with, and the bill read a third time by its title and passed.

*Ordered*, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof.

A Senate bill for "An act to authorize the repairing of the Governor's House," was read a second time, when,

On motion of Mr. Johnston,

Said bill was referred to the committee on Public Grounds and Public Buildings.

A Senate bill for "An act for the re-location of Van Buren street in Wilson's addition to the town of Batavia," was read a second time, and *Ordered* to a third reading.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have passed bills herein presented for the concurrence of the House of Representatives, entitled

"An act to refund money paid by John Peirson into the State Treasury ;"

"An act to incorporate the Nauvoo and Warsaw Rail Road Company ;"

"An act for the relief of Lovel Kimball," and

"An act authorizing William H. Gilman, to vacate Whitney's addition to Belvidere, in Boone county."

The Senate have concurred with the House of Representatives, in the passage of bill, entitled

"An act to incorporate the Illinois Conference Female Academy ;"

"An act to fix the pay of county commissioners;" and

"An act to repeal certain laws that provide for the location of a certain State road, in the county of Marion."

A Senate bill for "An act to incorporate the Hardin County Mining Company," was read, and

*Ordered* to a second reading.

On motion of Mr. Johnston,

The rule was dispensed with, and the bill read the second time by the title, and referred to the committee on Banks and Corporations.

A bill for "An act allowing persons arrested on criminal charges to remove the place of examination, as therein provided," was read the second time, and

*Ordered* to be engrossed for a third reading.

A bill for "An act to amend the sixty fifth chapter of the Revised Statutes of the State of Illinois, entitled 'Liens,' approved March 3, 1845," was read the second time, when,

On motion of Mr. Boyakin,

Said bill was referred to the committee on the Judiciary.

A bill for "An act for the relief of the administrators of James Hankins, late collector of Fayette county, deceased," was read the second time, when,

On motion of Mr. Remann,

Said bill was referred to the committee on the Judiciary.

A bill for "An act to amend the twenty-fourth chapter of the Revised Statutes of the State of Illinois, entitled 'Conveyances,' approved March 3, 1845," was read the second time, when,

On motion of Mr. Cunningham,

Said bill was referred to the committee on the Judiciary.

A bill for "An act to amend an act entitled 'An act to amend an act concerning public roads,' approved February 28, 1845," was read the second time; when,

On motion of Mr. Huffman,

Said bill was referred to the committee on State Roads.

A bill for "An act to amend the 132d section of the Revised Statutes of 1845, in regard to wills," was read the second time.

Mr. Martin moved to amend the bill, by adding the following, which was not agreed to, viz:

"This act shall not be construed to make an executor or administrator liable to pay costs out of his private estate."

The bill was then

*Ordered* to be engrossed for a third reading.

A bill for "An act to amend an act entitled 'An act to incorporate the city of Alton,' approved July 10, 1837," was read the second time; when,

On motion of Mr. Martin,

Said bill was referred to the committee on Banks and Corporations.

On motion of Mr. Sherman,

The rule was dispensed with, and leave given him to submit the following resolution; which was read, viz:

That the Judiciary Committee be instructed to examine and ascertain whether, in their opinion, any portion of the Revised Laws passed at the last session of the Legislature, repeals so much of the laws heretofore in force in relation to probate courts, as makes them courts of record, and if such should be the opinion of said committee, that they inquire into the expediency of reporting a bill, reviving the last law passed, making said courts of probate, courts of record.

The question being taken on the adoption of said resolution, it was decided in the affirmative; when,

On motion,

The House adjourned until ten o'clock, on Monday morning.

### MONDAY, JANUARY 11, 1847.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Huffman, a member of the House.

On motion of Mr. Rutledge,

The rule was dispensed with, and leave given him to introduce the following resolution; which was adopted, viz:

*Resolved*, That the Governor be requested to transmit to this House, immediately, any late news in reference to the Massac difficulties, if any in his possession.

Mr. Janney presented the petition of sundry citizens of Jasper county



praying for certain alterations in, and amendments to the school law; which was read, and, on his motion, referred to the committee on Education.

Mr. Epperson presented the petition of Charles Folvey, praying for a law to be passed at the present session of the General Assembly granting him the privilege of purchasing a certain quarter section of school land at one dollar and twenty-five cents per acre; which was read, and on his motion, referred to the committee on Education.

Mr. Epperson also presented the petition of citizens of Bureau county, praying for the religious instruction and moral improvement of the inmates of our State Penitentiary; which was read, and, on his motion, referred to the committee on Education.

A message from the Senate, by Mr. Elwood, their Assistant Secretary:

*Mr. Speaker:* The Senate have concurred with the House of Representatives, in the adoption of their resolution, instructing our Senators in Congress, &c., to endeavor to procure the passage of a law donating lands to townships, to aid in the establishment of libraries.

The Senate have adopted resolutions, (herewith presented for the concurrence of the House of Representatives,) providing that swords, with proper devices, be presented, on behalf of this State, to Lieutenants John Pope and Mason Scarritt, as testimonials of the high estimate in which the people of this State hold the gallantry and soldierly bearing of those Lieutenants, exhibited in the battle of Monterey.

Mr. Tucker presented the petition of Joseph Lisson and ninety-seven other citizens of Warren and Henderson counties, praying for an act to provide for the improvement of the stock of sheep; which, without reading, was, on his motion, referred to the committee on Agriculture and Manufactures.

Mr. Hansford presented the petition of sundry citizens of Knox county, praying for a re-location of a part of a certain State road therein mentioned; which, without reading, was, on his motion, referred to the committee on State Roads.

Mr. Boyakin presented the pay roll, &c., of Capt. Connelly's company, sent to Hancock county by Governor Ford, in 1846; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Cross presented the petition of citizens of Winnebago county, praying that capital punishment be abolished; which, without reading, was, on his motion, referred to the committee on the Penitentiary.

Mr. Cross presented the petition of sixty-one voters of Winnebago county, praying a law to be passed to prevent rams running at large; which was read.

Mr. Stokes moved to lay said petition on the table until the 4th of July.

Mr. Cockle moved to refer said petition to the committee on Agriculture and Manufactures.

Mr. McLain moved to refer said petition to the committee on Internal Improvements.

Mr. Shumway moved to refer said petition to the committee on Salines.

Mr. Linder moved to refer said petition to the committee on Retrenchment. The question was then taken on the motion of reference proposed by Mr. Cockle, and decided in the affirmative.

Mr. Robeson presented the petition of ninety citizens of Tazewell and Woodford counties, for an alteration in the school law therein named; which, without reading, was, on his motion, referred to the committee on Education.

Mr. Cross presented the petition of citizens of Winnebago county, praying that religious instructions may be given to the convicts in the penitentiary on the Sabbath; which, without reading, was, on his motion, referred to the committee on the Penitentiary.

Mr. Buckley presented the petition and claim of Reuben Harrington, asking for compensation for rent of house, &c., used as the barracks of the "Quincy volunteers," during the disturbances in the county of Hancock, in the years 1815 and '46; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Johnston presented the petition of Z. Casey, praying to be authorized to establish a ferry across the Mississippi river, opposite St. Louis; which, without reading, was, on his motion, referred to a select committee.

*Ordered*, That Messrs. Johnston, Boyakin and Martin be said committee.

Mr. Wynne presented the petition of divers citizens of Lawrence county, praying for an act to legalize the sale of lots in David Price's addition to the town of Russellville, in Lawrence county, Illinois; which, without reading, was, on his motion, referred to the committee on Banks and Corporations.

Mr. Martin presented the petition of one hundred and eighty-two citizens of Madison county, praying that the Legislature will make some provisions to facilitate the religious instructions of the convicts in the penitentiary; which, without reading, was, on his motion, referred to the committee on the Penitentiary.

On motion of Mr. Bailey of Fulton,

The rule was dispensed with, and leave given him to introduce a bill for "An act to locate and establish a State road from Lewiston in Fulton county, via Bath in Mason county, to Petersburg in Menard county;" which was read, and

*Ordered* to a second reading.

On his further motion,

The rule was again dispensed with, and the bill read a second time by the title, and referred to the committee on State Roads.

On motion of Mr. Ela,

The rule was dispensed with, and leave given him to introduce a bill for "An act to incorporate the town of Hainesville, and for other purposes;" which was read, and

*Ordered* to a second reading.

On his further motion,

The rule was again dispensed with, and the bill read a second time by its title, and referred to the committee on Banks and Corporations.

On motion of Mr. Reynolds,

The rule was dispensed with, and leave given him to introduce a bill for "An act to amend the revenue law;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Logan of Sangamon.

The rule was again dispensed with, and the bill read a second time by its title, and referred to the committee on the Judiciary.

On motion of Mr. Cockle,

The rule was dispensed with, and a Senate bill for "An act to incorporate Jubilee College," was taken up and read the first time by its title, and

*Ordered* to a second reading.

On his further motion,

The rule was again dispensed with, and the bill read a second time by its title, and

Mr. Cockle moved to refer said bill to the committee on Education.

Mr. Hayes moved to refer said bill to the committee on Banks and Corporations.

The question being taken on the motion of reference proposed by Mr. Cockle, it was decided in the affirmative.

On motion of Mr. D'Wolf,

The rule was dispensed with, and leave given him to introduce the following resolution; which was adopted, viz:

*Resolved*, Inasmuch as the introduction of bills on leave, often interrupts and retards the regular business of the House, that no more bills be so introduced, but that Wednesday morning of each week, be set apart for that purpose.

On motion of Mr. Hayes,

The rule was dispensed with, and leave given him to introduce a bill for "An act to suppress riots and regulating companies, and maintain the supremacy of the laws;" which was read the first time by the title, and

*Ordered* to a second reading.

On his further motion,

The rule was again dispensed with, and the bill read a second time by its title, and referred to the committee of the whole House, and made the special order of the day for Friday next.

Mr. Boyakin, from the committee on the Judiciary, to which was referred a resolution relative to the expediency of the passage of a law, defining certain offences, and fixing their punishment by confinement in the penitentiary, reported the same back, and asked to be discharged from the further consideration thereof.

The question being taken on discharging the committee from the further consideration of the subject, it was decided in the affirmative.

Mr. Morris, from the committee on the Judiciary, to which was referred a bill for "An act to provide for, and preserve the evidence of the redemption of land sold on execution or decree," reported the same back with a substitute, as an amendment; which was read, and concurred in, and the bill, as amended

*Ordered* to be engrossed for a third reading.

On motion of Mr. Glenn,

The rule was dispensed with, and leave given him to present the remonstrance of three hundred citizens of De Witt county, against all additions, removals, or divisions in said county of De Witt; which, without reading, was, on his motion, referred to the committee on Counties.

A message from the Senate, by Mr. Elwood, their Assistant Secretary:

*Mr. Speaker:* The Senate have ordered, that 2,000 copies of a memorial to the General Assembly, of Miss Dix, on the subject of the insane, be printed for the use of the two Houses.

The Senate have concurred with the House of Representatives, in their amendment to the bill, entitled "An act providing for holding a special term of the Circuit Court in Massac county;" by which the 7th and 8th sections of the bill are stricken out, and another section added.

The Senate refuse to concur with the House of Representatives in their other amendments to said bill.

A message from the Governor, by Mr. Cooley, Secretary of State:

*Mr. Speaker:* I am directed to lay before the House of Representatives a communication from the Governor.

Mr. Morris, from the committee on the Judiciary, to which was referred a bill for "An act to limit the time of commencing suits in certain cases," reported the same back, with amendments; which were read and concurred in.

Mr. Morris moved to amend the bill, by adding the following as a proviso, viz:

"*Provided*, That nothing in this act contained, or in any law of this State, shall be so construed as to prevent any defendant in any action from setting up or pleading any account, claim, or demand, which he would have a right to plead previous to the expiration of the said five years, in bar of, or as discount or set-off to any bond, bill, note, or other obligation which the said plaintiff may hold against him. This proviso shall only apply to cases where the note or instrument sued upon, is payable to the plaintiff."

Mr. Kretsinger moved to recommit the bill, with the proposed amendment, to the committee on the Judiciary, with instructions to report a bill, providing that all actions on contract shall be brought within six years after such right of action shall have accrued, and not thereafter.

On the question of reference, the yeas and nays were demanded by Messrs. Kretsinger and Denning; when,

On motion,

The House adjourned until two o'clock P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

The Speaker laid before the House a communication from the Governor, received this morning, informing the House of the vacancy in the office of associate justice of the Supreme Court, for the third judicial circuit, occasioned by the resignation of the Hon. Walter B. Scates; which was read.

On motion of Mr. Huffman,

Said communication was laid on the table.

On motion of Mr. Shumway,

The rule was dispensed with, and leave given him to submit the following resolution, viz:

*Resolved*, That the committee on the Judiciary, be requested to take into consideration, the question of the moral, legal, and political right of the State of Illinois, to tax the lands of the General Government, lying within her limits, up to the period of their sale by the General Government; to examine the question in all its various bearings, of right and expediency, and report to this House at an early period.

The question being taken on the adoption of said resolution, it was decided in the negative.

On motion of Mr. Huffman,

The rule was dispensed with, and leave given him to report from the joint select committee on Education, appointed to visit and examine the Illinois Asylum for the education of the deaf and dumb, the following resolution; which was read, viz:

*Resolved*, That two hundred copies of the report of the select committee, and of the president and directors of Illinois Asylum, for the education of the deaf and dumb, with the documents attached to the last named report, be printed; and that eight hundred copies of said reports, not including the said documents, be also printed for the use of the two Houses.

The question being taken on the adoption of said resolution, it was decided in the affirmative.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Linder,

The rule was dispensed with, and he reported back, from the committee on the Judiciary, a bill for "An act to prevent the issuing of executions and other process against the property of officers and soldiers in the Mexican war, and recommended its rejection.

Mr. Omelveny moved its reference to a select committee; which was not agreed to.

On motion of Mr. Boyakin,

The vote just taken on Mr. Omelveny's motion, was reconsidered.

The bill was then referred to a select committee.

*Ordered*, That Messrs. Omelveny, Reynolds and Ozburn, be that committee.

A message from the Senate, by Mr. Elwood, their Assistant Secretary:

*Mr. Speaker*: The Senate desire the concurrence of the House of Representatives, in the passage of a bill entitled "An act making appropriations for the completion of the State House."

Mr. Little of Fulton, from the committee on Enrolled and Engrossed Bills, reported as correctly engrossed, bills of the following titles, viz:

"An act to amend an act in relation to the State Library;"

"An act to authorize the county of Alexander to borrow money;" and

"An act to authorize the county commissioners of Jasper county, to borrow money, and for other purposes."

A Senate bill for "An act for the re-location of Van Buren street, in Wilson's addition to town of Batavia," was read a third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

A bill for "An act to construct a rail road from Alton, in Madison

county, to Springfield, in Sangamon county," was read a second time.

On motion of Mr. Martin,

Said bill was referred to the committee on Banks and Corporations.

Mr. Underwood moved to dispense with the rule, and that the House resolve itself into committee of the whole, and take into consideration a bill for "An act to establish district courts in the State of Illinois;" which was not agreed to.

A bill for "An act to amend an act in relation to counties and county courts, approved March 3, 1846," was read a second time.

On motion of Mr. Boykin,

Said bill was laid on the table.

A bill for "An act concerning executors and administrators," was read a second time.

On motion of Mr. Stickney,

Said bill was referred to the committee on the Judiciary.

A bill for "An act to re-organize county commissioners' courts in this State, and to amend the road laws," was read a second time.

Mr. Stokes moved to refer said bill to the committee on State Roads; which was not agreed to.

On motion of Mr. Archer,

Said bill was referred to the committee on the Judiciary.

A bill for "An act to amend an act entitled schools," was read a second time.

On motion of Mr. Shumway,

Said bill was referred to the committee on Education.

On motion of Mr. Glover,

The rule was dispensed with, and leave given him to present the remonstrance of fifty-four citizens of DeWitt county, against any division of, or addition to said county; which, without reading, was, on his motion, referred to the committee on Counties.

A bill for "An act to amend the seventh section of an act concerning revenue, approved March 3, 1845," was read a second time.

On motion of Mr. Funkhouser,

Said bill was referred to the committee on Finance.

On motion of Mr. Underwood,

The rule was dispensed with, and leave given him to introduce a bill for "An act to amend the twenty-fourth chapter of the Revised Statutes of 1845, and for other purposes;" which was

*Ordered* to a second reading.

On his further motion,

The rule was again dispensed with, and said bill read the second time by its title, and referred to the committee on the Judiciary.

A bill for "An act to amend an act relative to the issuing of juror's certificates," was read a second time.

On motion of Mr. Sherman,

Said bill was referred to the committee on the Judiciary.

A bill for "An act to authorize the inhabitants of school districts to employ such teachers as they may think proper," was read a second time.

Mr. Hayes moved to refer said bill to the committee on Education.

Mr. West moved to amend the motion of reference, by adding the following, as instructions:

That the committee be instructed to inquire into the expediency of so amending the school law, that employers may be allowed to employ teachers of inferior qualifications to those now required by law, provided that such teachers shall only be entitled to draw — per cent. less, of the school funds than is allowed to those possessing full qualifications."

On motion of Mr. Johnston,

Said instructions were laid on the table.

Mr. Stickney moved to refer the bill to a committee of the whole House; when,

On motion of Mr. Reynolds,

The main question was ordered.

The question recurring on the motion of reference made by Mr. Stickney, it was decided in the negative.

The question was then taken on referring said bill to the committee on Education, and decided in the affirmative, by yeas and nays, on the demand of Messrs. Funkhouser and Linder, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Rock Island, Barber, Bragg, Brown, Buckley, Campbell, Caswell, Constant, Cross, Cummings, Dana, Dawson, Enloe, Everett, Gilmore, Griffith, Grubb, Harrington, Harpole, Hayes, Hick, Higgins, Huffman, Janney, Kinney, Kretsinger, Little of Will. Logan of Sangamon, Marshall, Miller, Miner, Morris, Morton, Peirson, Prevo, Randolph, Robb, Robeson of Woodford, Robinson of Menard, Stanley, Stark, Sherman, Sims, Slocumb, Stooke, Swing, Thomas of Bureau, Thomas of Morgan, Tucker, Wallace, Wardlaw, West, Wilcox and Williams.—57.

Those who voted in the negative, are,

Messrs. Bailey of Fulton, Blakeman, Boyakin, Cantrill, Casey, Chapman, Creel, Curtis, Davis, Denning, D'Wolf, Eads, Eddy, Ela, Epperson, Funkhouser, Glenn, Hansford, Hart, Johnston, Linder, Little of Fulton, Lukins, McConnel, McDowell, McLain, Mann, Martin, Morrison of Monroe, O'Conner, Omelveny, Ozburn, Remann, Reynolds, Rutledge, Starkweather, Seehorn, Shumway, Smith, Stickney Stokes, Turner, Underwood, Watson, White, Williamson, Wright and Mr. Speaker.—48.

A message from the Governor, by Mr. Cooley, Secretary of State:

Mr. Speaker: I am directed by the Governor to lay before the House of Representatives, a communication in writing.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, to allow the communication just received from the Governor, to be taken up; whereupon,

The Speaker laid before the House a communication from the Governor, in reply to a resolution adopted this morning, transmitting a copy of a report made to him by agents employed to ascertain the full extent of the disturbances in the county of Massac.

The communication and report were read.

Mr. Thomas of Morgan moved to lay the communication and report on the table.

Mr. Linder moved to amend said motion, by adding, "and print five hundred copies."

Mr. Shumway moved to lay the proposition to print on the table; which was not agreed to.

The question then recurring on the motion to lay on the table and print, the yeas and nays were demanded by Messrs. Bailey of Brown, and Turner; when,

On motion,

The House adjourned until ten o'clock, to-morrow morning.

## TUESDAY, JANUARY 12, 1847.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Bergen.

The question pending last evening when the House adjourned, on the motion to lay on the table and print five hundred copies of the communication from the Governor, with the accompanying report, relative to the disturbances in Massac county, came up in its order.

Mr. Stickney moved to print one thousand copies; which was accepted by Mr. Linder, as a modification of his motion.

Mr. Hick moved to print two thousand copies; which was, also, accepted by Mr. Linder, as a further modification of his motion.

Mr. Shumway moved that one thousand of the number proposed to be printed, be printed in the German, French, and Norwegian languages.

Mr. Huffman moved to lay the motion made by Mr. Shumway on the table.

On motion of Mr. Boyakin,

The main question was ordered.

The question then recurring on laying the motion made by Mr. Shumway on the table, it was decided in the affirmative.

The question was then taken on the motion to lay on the table, and print 2,000 copies, and agreed to.

A message from the Senate, by Mr. Elwood, their Assistant Secretary:

*Mr. Speaker:* I am directed to inform the House of Representatives, that the Senate have passed bills, entitled, as follows, viz:

"An act for the regulation and government of the militia of the State of Illinois;"

"An act to change the times of holding circuit courts in the county of Wayne," and

"An act to authorize the construction of a bridge across the Illinois river."

In the passage of which I am directed to ask the concurrence of the House of Representatives.

Mr. Caswell moved to dispense with the rule to enable him to submit a resolution, which was not agreed to.

Mr. Dana presented the petition of R. P. Bennett and others, praying for the passage of a law authorizing the erection of a bridge across Rock river, at Oregon city, in Ogle county; which, without reading, was, on his motion, referred to the committee on State Roads.

Mr. Glenn presented the petition of citizens of De Witt county, praying for the attachment of part of Logan county to the county of De Witt;



which, without reading, was, on his motion, referred to the committee on Counties.

Mr. Morton presented the petition of John Von Horn, praying compensation for making a sectional map of the State of Illinois, and for other services; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Kretsinger presented the petition of one hundred electors of the county of Ogle, praying for a reduction of the fees of circuit court clerks and recorders; which, without reading, was, on his motion, referred to the committee on Retrenchment.

Mr. Hick, from the committee on Banks and Corporations, to which was referred a Senate bill for "An act to incorporate the Hardin county Mining company," reported the same back without amendment, and recommended its passage.

The bill was then,

*Ordered* to a third reading.

Mr. Hick, from the same committee, to which was referred a bill for "An act to incorporate the Boston and Elizabeth Mining Company of South Illinois," reported the same back, without amendment, and recommended its passage.

The bill was then,

*Ordered* to be engrossed for a third reading.

Mr. Hick, from the same committee, to which was referred a bill for "An act in relation to the town of Ottawa," reported the same back without amendment, and recommended its passage.

Mr. O'Conner moved to amend said bill by striking out the first section.

On this motion the yeas and nays were demanded by Messrs. Barber and O'Conner.

On motion of Mr. McDowell,

The previous question was ordered.

The question then recurring on the adoption of the motion made by Mr. O'Conner, it was decided in the affirmative, by yeas and nays, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Fulton, Barber, Blakeman, Boyakin, Boyle, Brown, Campbell, Cantrill, Constant, Cross, Eads, Epperson, Funkhouser, Glenn, Gilmore, Griffith, Grubb, Hansford, Harrington, Hart, Higgins, Johnston, Kinney, McDowell, McLain, Mann, Miller, Morris, Morrison of Monroe, Morton, O'Conner, Omelvény, Ozburn, Peirson, Prevo, Reynolds, Robb, Rutledge, Stanley, Seelhorn, Shumway, Sims, Slocumb, Stookey, Thomas of Bureau, Turner, Wardlaw, White, Wilcox, Williams, Williamson, Wright and Mr. Speaker.—54.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Brown, Bailey of Rock Island, Buckley, Casey, Caswell, Chapman, Cockle, Creel, Cummings, Cunningham, Curtis, Dana, Davis, Dawson, D'Wolf, Eddy, Everett, Fry, Glover, Harpole, Hick, Hodges, Huffman, Janney, Linder, Little of Fulton, Little of Will, Logan of Sangamon, Long, Lukins, McConnell, Marshall, Martin, Miner, Randolph, Remann, Robinson of Menard, Stark, Starkweather, Sher-

man, Skinner, Stickney, Stokes, Thomas of Morgan, Tucker, Watson, West and Wynne.—49.

The bill, as amended, was then,

*Ordered* to be engrossed for a third reading.

Mr. Morris, from the committee on the Judiciary, to which was referred a resolution relative to the meaning of certain sections of the 59th chapter of the Revised Statutes, concerning justices of the peace and constables, reported the same back, and asked to be discharged from its further consideration.

The question being taken on discharging the committee, it was decided in the affirmative.

Mr. Morris, from the same committee, to which was referred a resolution relative to the entire abolition of imprisonment for debt, reported the same back, and asked to be discharged from its further consideration.

The question being taken on discharging the committee, it was decided in the affirmative.

Mr. Morris, from the same committee, to which was referred the petition of John Fox, jr. guardian of the minor heirs of Lucinda E. Fox, for relief, reported the same back, and asked to be discharged from the further consideration thereof.

The question being taken on discharging the committee, it was decided in the affirmative; when,

On motion of Mr. Janney,

Said petition was referred to the select committee to which was referred the petition of Mary Ann Smart.

Mr. Linder, from the committee on the Judiciary, reported a bill for "An act for the benefit of Daniel Linder of the county of Coles;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Linder,

The rule was dispensed with, and the bill read the second time by its title, and

*Ordered* to be engrossed for a third reading.

Mr. Morris from the committee on the Judiciary, to which was referred a bill for "An act to amend the law in relation to "paupers," reported the same back and recommended its passage.

The bill was then,

*Ordered* to be engrossed for a third reading.

Mr. Morris, from the same committee to which was referred a bill for "An act to protect the interests of orphans and minors, and for other purposes," reported the same back and recommended its rejection.

Mr. Omelveny moved to refer said bill to a select committee.

On motion of Mr. Omelveny,

The previous question was ordered.

The question was then taken on the motion to refer to a select committee, and decided in the affirmative.

*Ordered*, That Messrs. Omelveny, Marshall and Shumway, be said committee.

Mr. Glover from the committee on Counties, to which were referred the petition and remonstrance of citizens of Mason county, relative to a re-location of the county seat of said county, reported the same back, and

asked to be discharged from the further consideration of the same.

The question being taken on discharging the committee, it was decided in the affirmative.

Mr. Logan of Sangamon, from the committee on the Judiciary, to which was referred a resolution relative to the expediency of modifying the law in relation to usury, so as to permit the lender to recover the principal and six per cent. interest, and avoid the contract as to any excess of interest above that sum, reported a bill for "An act to amend the 54th chapter of the Revised Laws of 1845;" which was read, and

*Ordered* to a second reading.

Mr. Morton moved to dispense with the rule, and read the bill the second time by the title; which was not agreed to.

Mr. Thomas of Morgan, from the committee on the Judiciary, to which was referred a bill for "An act to vacate a part of the town of Wilkesboro', in McLean county, described therein," reported the same back, with an amendment as a substitute; which was read and concurred in; and the bill, as amended,

*Ordered* to be engrossed for a third reading.

Mr. Morris, from the committee on the Judiciary, to which was referred a bill for "An act to prevent trespasses on lands," reported the same back, with an amendment; which was read.

Pending the question on concurring with the committee in their amendment,

On motion,

The House adjourned until two o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

An engrossed bill for "An act to amend 'An act in relation to the State Library,'" was read the third time.

Mr. Morris moved to re-commit the bill to the committee on the State Library, with instructions to strike out that portion which appropriates the money arising from the sale of the surplus books to the benefit of the library, and provide for its being paid into the State treasury.

On motion of Mr. Casey,

The proposed instructions were laid on the table.

Mr. Morris then withdrew his motion of reference; and the bill was passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

Engrossed bills of the following titles were severally read the third time, and passed, viz:

"An act to authorize the county commissioners of Jasper county to borrow money, and for other purposes," and

"An act to authorize the county of Alexander to borrow money."

*Ordered*, That the titles be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

A bill for "An act for the relief of W. P. Bennett, Collector of Clark county," was read a second time.

On motion of Mr. Archer,

Said bill was referred to the committee on Finance.

A bill for "An act vacating certain State Roads and to establish certain roads," was read a second time, and

*Ordered* to be engrossed for a third reading.

A bill for "An act to amend the twelfth section of the act entitled "An act to establish and maintain common schools, approved 26th day of February, A. D., 1845,"" was read the second time.

Mr. Huffman moved to refer said bill to the committee on Education; which was not agreed to.

Mr. Stickney moved to amend said bill by striking out all after the enacting clause, and inserting the following in lieu thereof, viz:

"That whenever any person shall propose to teach a common school in any township of any county in this State, and shall present to the school commissioner, or trustees of said county, a petition signed by a majority of the parents or employers in any school district in which he or she may propose to teach, setting out and designating what branches of education they wish to have taught in their district for the ensuing six months, said school commissioner shall examine such person touching his or her qualification properly to teach the branches set forth in said petition; and if such person be found qualified according thereto, said commissioner or trustees, on being satisfied of his or her good moral character, shall give such person a certificate of qualification accordingly; such certificate shall have like force and effect as that now provided for by the 12th section of the act to which this is an amendment."

On motion of Mr. Cunningham,

The proposed amendment was laid on the table.

Mr. Higgins moved to amend the bill by striking out all after the enacting clause and inserting the following in lieu thereof, viz:

"That whenever the directors of any school district shall ascertain that a majority of legal voters of their district may wish to employ a teacher or teachers, who may not be qualified to teach all the branches mentioned in section twelve of chapter ninety-eight, entitled "Schools," it shall be the duty of said directors, upon application, to examine any person proposing to teach a school in their district, either by themselves or by associating with them some competent person, and if, on examination, a majority of said directors shall believe such person qualified to teach a common school in their district, they may employ said person for that purpose, who shall be entitled to a due proportion of the school fund belonging to said district."

On motion of Mr. Linder,

The proposed amendment was laid on the table, by yeas and nays, on the demand of Messrs. Hart and Higgins, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Rock Island, Barber, Blakeman, Boyakin, Boyle, Cantrill, Casey, Cockle, Constant, Creel, Cross, Cunningham, Curtis, Davis, Dawson, Denning, Eads, Enloe, Epperson, Funkhouser, Glenn, Hansford, Hart, Hick, Janney, Johnston, Kinney, Linder, Little of Fulton, Logan of Sangamon, Long, Lukins,

McConnel, McDowell, McLain, Mann, Marshall, Martin, Miller, Miner, Morrison of Monroe, Morton, Omelveny, Ozburn, Randolph, Remana, Reynolds, Robb, Robeson of Woodford, Robinson of Menard, Rutledge, Stanley, Stark, Starkweather, Sherman, Sims, Skinner, Slocumb, Smith, Stokes, Stookey, Swing, Thomas of Bureau, Thomas of Morgan, Tucker, Turner, Wallace, Watson, West, White, Wilcox, Williamson, Wright, Wynne and Mr. Speaker.—78.

Those who voted in the negative, are,

Messrs. Bailey of Fulton, Brown, Campbell, Caswell, Cummings, Dana, D'Wolf, Eddy, Ela, Everett, Gilmore, Glover, Griffith, Grubb, Harrington, Harpole, Higgins, Huffman, Kretsinger, Little of Will, Morris, Peirson, Prevo, Seehorn, Shumway, Stickney, Wardlaw and Williams.—28.

On motion of Mr. Logan of Sangamon,

The main question was ordered.

The bill was then,

*Ordered* to be engrossed for a third reading.

On motion of Mr. Randolph,

The rule was dispensed with, and a bill for "An act to vacate a part of the town plat of the eastern addition to the town of Macomb, also the entire town plat of the town of Sewardsville in the county of McDonough," was read the second time by its title, and referred to the committee on the Judiciary.

A bill for "An act to provide for the election of supervisors by the people," was read the second time.

On motion of Mr. Huffman,

Said bill was laid on the table until the fourth of July.

On motion of Mr. Swing,

The rule was dispensed with, and leave given him to present the remonstrance of three hundred and five legal voters of Logan county, against any division or removal of the county seat of said county; which, without reading, was, on his motion, referred to the committee on Counties.

A bill for "An act to provide for the payment of costs in criminal cases," was read the second time.

On motion of Mr. Morris,

Said bill was referred to the committee on the Judiciary.

A bill for "An act to vacate the town plat of the town of Webster, in the county of Marshall," was read the second time.

On motion of Mr. Robeson of Woodford,

Said bill was referred to the committee on the Judiciary.

A bill for "An act to change the time of taking out executions issued by justices of the peace, and probate justices when acting as justices," was read the second time.

On motion of Mr. Shumway,

Said bill was referred to the committee on the Judiciary.

A bill for "An act in relation to appeals," was read the second time.

On motion of Mr. Linder,

Said bill was referred to the committee on the Judiciary.

A bill for "An act to amend 'An act concerning wills,' approved March 3d 1845," was read the second time.

On motion of Mr. Omelveny,

Said bill was referred to the committee on the Judiciary.

A bill for "An act fixing the tenure of office of public administrators, and defining their duties," was read the second time.

On motion of Mr. Martin,

Said bill was referred to the committee on the Judiciary.

On motion of Mr. Reynolds,

The House resolved itself into committee of the whole to take into consideration a bill for "An act to establish District Courts in the State of Illinois;" Mr. Boyakin in the chair.

After some time spent therein, the committee rose; when,

Mr. Boyakin reported, that the committee had had said bill under consideration, had made some progress therein, and directed him to ask to be discharged from the further consideration of the subject.

The question being taken on discharging the committee, it was decided in the affirmative.

On motion,

The House adjourned.

### WEDNESDAY, JANUARY 13, 1847.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Dresser.

Mr. Logan of Sangamon, presented the petition of F. C. Gray and Mary A. Gray, for change of the name of Jesse Flornoy Jennett, to Jesse Flornoy Gray; which, without reading, was, on his motion, referred to the joint committee on change of Names.

In pursuance of an order, adopted some days since, the Speaker announced that this day was set apart for the reception of bills.

Mr. Griffith introduced a bill for "An act more explicitly defining the times of holding courts in the fourth judicial circuit;" which was read, and

*Ordered* to a second reading.

On motion of Mr. McLain,

The rule was dispensed with, and the bill read a second time by its title.

Mr. McLain moved to amend the second section of said bill, by striking out "First Mondays of April and September," and insert "Mondays thereafter."

On motion of Mr. Archer,

Said bill and proposed amendment were referred to a select committee of five from the fourth judicial circuit.

*Ordered*, That Messrs. Archer, Griffith, Hayes, Linder and Janney, be that committee.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have concurred with the House of Representatives, in the passage of bills, entitled

"An act to authorize the county of Pulaski to borrow money;" and

"An act to transcribe certain records in Greene county;" the latter bill with amendments, in which the Senate ask the concurrence of the House of Representatives.

The Senate have also adopted the following resolution, in which they likewise ask concurrence.

*Resolved by the Senate, the House of Representatives concurring herein,* That the committee on School Land and Education, in the Senate, and the committee on Education in the House, be requested to confer together, and embody in one law, all the changes necessary to be made in our school laws.

Mr. Reynolds, introduced a bill for "An act to provide for the sale of a part of the Northern Cross Rail Road;" which was read, and

*Ordered to a second reading.*

On motion of Mr. Reynolds,

The rule was dispensed with, and the bill read a second time by its title.

On motion of Mr. Morton,

Said bill was referred to a select committee.

*Ordered,* That Messrs. Morton, Logan of Sangamon, and Bailey of Brown, be that committee.

Mr. Lukins introduced a bill for "An act amending the one hundred and eighth chapter of the Revised Statutes;" which was read, and

*Ordered to a second reading.*

Mr. Wynne introduced a bill for "An act to incorporate the Lawrenceville Esculapian Medical Society;" which was read, and

*Ordered to a second reading.*

Mr. Lukins introduced a bill for "An act in relation to revenue;" which was read, and

*Ordered to a second reading.*

Mr. Archer introduced a bill for "An act authorizing the board of auditors to settle certain claims therein named;" which was read, and

*Ordered to a second reading.*

Mr. Ela introduced a bill for "An act to legalize roads laid out by order of the county commissioners' court of Lake county, from June first to the tenth day of September, 1845, inclusive;" which was read, and

*Ordered to a second reading.*

Mr. Thomas of Morgan, introduced a bill for "An act to apportion the representation of the several counties in this State;" which was read, and

*Ordered to a second reading.*

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and said bill read a second time by its title.

Mr. Logan of Sangamon, moved to refer said bill to a select committee of one from each judicial circuit; when

On motion of Mr. Reynolds,

The bill was referred to a committee of the whole House, and made the special order of the day, for two o'clock this afternoon.

On motion of Mr. Martin,

*Ordered,* That the bills introduced in pursuance of the order of adoption by the House, be severally read the first time by their titles.

Mr. Peirson introduced a bill for "An act to regulate the rate of interest."

Mr. Smith introduced bill for "An act to incorporate the Mississippi and Atlantic Rail Road Company."

Mr. Skinner introduced a bill for "An act supplemental to an act, entitled 'An act to authorize the appointment of commissioners in other States,' approved March 1, 1845."

Mr. Stickney introduced a bill for "An act to amend 'An act to establish and maintain common schools,' approved February 26, 1845."

Mr. D'Wolf introduced a bill for "An act to define the rights of husband and wife to their property."

Mr. McDowell introduced a bill for "A special act for the benefit of the Canton election precinct, in Fulton county."

Mr. Wynne introduced a bill for "An act to define the law in relation to defendants in criminal cases."

Mr. Cummings introduced a bill for "An act to legalize the sale of lot one, in block six, in Jerseyville."

Mr. Creel introduced a bill for "An act to amend the Road Law."

Mr. Cunningham introduced a bill for "An act to abolish imprisonment for debt or damages."

Mr. D'Wolf introduced a bill for "An act to amend an act entitled 'An act to incorporate the Illinois Mutual Fire Insurance Company.'"

Mr. Hodges introduced a bill for "An act concerning the depot at Cairo."

Mr. Sims introduced a bill for "An act to repeal section eighteen of chapter twenty-nine, of the Revised Laws."

Mr. Thomas of Morgan introduced a bill for "An act to establish a retreat for the insane."

Mr. White introduced a bill for "An act to amend the school laws now in force, and to increase the township school fund."

Mr. Morrison of Monroe introduced a bill for "An act to amend 'An act changing the estray law, approved March 3, 1845.'"

Mr. Funkhouser introduced a bill for "An act to authorize the county commissioners of Effingham county, to build a bridge across the Little Wabash river in said county."

Mr. Omelveny introduced a bill for "An act to amend chapter thirty-nine of the Revised Statutes of 1845."

Mr. Omelveny also introduced a bill for "An act to amend 'An act relative to justices of the peace and constables, approved March 3, 1845.'"

Mr. Kinney introduced a bill for "An act to lay out and locate certain State road, therein named."

Mr. Kinney also introduced a bill for "An act to amend 'An act to locate a State road from Batavia, in Kane county, to David Burnett's in Dupage county,' approved February 11, 1845.'"

Mr. Underwood introduced a bill for "An act in relation to prosecuting attorneys."

Mr. Little of Fulton, introduced a bill for "An act to vacate the town plat of Delavan, in Fulton county."

Mr. Enloe introduced a bill for "An act to amend the laws, relative to roads."

Mr. Stanley introduced a bill for "An act authorizing the county commissioners of Iroquois, to borrow money for certain purposes."



Mr. Johnston introduced a bill for "An act to prevent loss or inconvenience to suitors and others, on account of the temporary absence or indisposition of justices of the peace."

Mr. Fry introduced a bill for "An act to legalize the assessment of land sold for taxes."

Mr. Martin introduced a bill for "An act concerning redemption of lands sold under decrees in chancery, and for other purposes."

Mr. Morris introduced a bill for "An act to incorporate the German Catholic Beneficent Brothers' Society of Adams county."

Mr. Bailey of Fulton, introduced a bill for "An act to locate a State road from Astoria, via Wentworth's Mills, to Lewistown in Fulton county."

The above mentioned bills were severally read the first time by their titles, and

*Ordered* to a second reading.

Mr. Starkweather introduced a bill for "An act to limit probate justices of the peace, justices of the peace and constables in their jurisdiction;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Starkweather,

The rule was dispensed with, and the bill read the second time by its title, and referred to the committee on the Judiciary.

On motion of Mr. Wynne,

The rule was dispensed with, and leave given him to introduce the following resolution; which was read, viz:

*Resolved*, That the use of this Hall be given to the Juvenile Temperance Society, on Friday evening next.

Mr. Little of Fulton, moved to lay the resolution on the table; which was not agreed to, by yeas and nays, on the demand of Messrs. Sims and Stokes, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Blakeman, Boyukin, Boyle, Campbell, Cascoy, Creel, Cunningham, Davis, Dawson, Denuing, Eads, Erwin, Glenn, Griffith, Hansford, Harrington, Harpole, Janney, Johnston, Little of Fulton, Long, Lukins, McDowell, McLain, Mann, Morrison of Monroe, Prevo, Randolph, Robeson of Woodford, Rutledge, Starkley, Starkweather, Seehorn, Sims, Smith, Stokes, Stookey, Thomas of Bureau, Wallace and West.—14.

Those who voted in the negative, are,

Messrs. Barber, Brown, Buckley, Caswell, Chapman, Cockle, Constant, Cross, Dana, D'Wolf, Eddy, Ela, Fry, Funkhouser, Grubb, Hart, Hick, Higgins, Huffinan, Kinney, Kretsinger, Little of Will, Logan of Sangamon, McConnell, Marshall, Martin, Miller, Miner, Morton, Oxburn, Peireon, Remann, Reynolds, Robb, Robinson of Menard, Shumway, Slocumb, Stickney, Swing, Thomas of Morgan, Tucker, Turner, Underwood, Wardlaw, White, Wilcox, Williams, Williamson, Wright, Wynne and Mr. Speaker.—51.

The question was then taken on the adoption of the resolution, and decided in the affirmative.

Mr. Robeson of Woodford, moved to dispense with the rule, to enable him to offer a resolution; which was not agreed to.

Mr. Hick introduced a bill for "An act to confer certain rights on Mary Ann Hick, and the heirs at law of William Hick, deceased;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Eddy,

The rule was dispensed with, and the bill read a second time by its title, and referred to the committee on Banks and Corporations.

Mr. Ovelveny; from the committee on Engrossed and Enrolled Bills, reported as correctly engrossed, bills of the following titles, viz:

"An act to amend the one hundred and thirty-second section of the chapter of the Revised Statutes of 1845, in regard to Wills;"

"An act allowing persons arrested on criminal charges, to remove the place of examination as therein provided;"

"An act making appropriations to the individuals named, for subsistence, clothing, forage and materials furnished to the Illinois militia, under the command of Brigadier General J. J. Hardin, and Major W. B. Warren, during the years one thousand eight hundred and forty five and forty six;" and

"An act to preserve the evidence of land sold on execution, and the redemption thereof from such sale."

Mr. Omelveny from the same committee, reported, as correctly enrolled, bills of the following titles, viz:

"An act to fix the pay of county commissioners;"

"An act to repeal certain laws, providing for the location of a certain State road in the county of Marion;" and

"An act to incorporate the Illinois Conference Female Academy."

On motion of Mr. Logan of Sangamon,

The rule was dispensed with, and a Senate bill for "An act making appropriations for the completion of the State House," was taken from the orders of the day, read the first time, and

*Ordered* to a second reading.

Mr. Logan of Sangamon, moved to dispense with the rule again, and read the bill the second time by the title; which was not agreed to.

On motion of Mr. Reynolds,

The rule was dispensed with, and a Senate bill for "An act for the regulation and government of the militia of the State of Illinois," taken from the orders of the day, read the first time by the title, and

*Ordered* to a second reading.

On his further motion,

The rule was again dispensed with, and the bill read the second time by the title.

Mr. Boyakin moved to lay the bill on the table, and print three hundred copies.

On motion of Mr. McLain,

The main question was ordered.

The question recurring on the motion to lay on the table, and print, it was decided in the affirmative.

Mr. Hayes, from the committee on Education, to which was referred a

Senate bill for "An act to incorporate Jubilee College," reported the same back, without amendment, and recommended its passage.

The bill was then ordered to a third reading.

On motion of Mr. Huffman,

The rule was again dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

On motion,

The House adjourned until two o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

On motion of Mr. Cackle,

The rule was dispensed with, and Senate bill for "An act to authorize the construction of a bridge across the Illinois river," taken from the orders of the day, read the first time by the title, and

*Ordered* to a second reading.

On his further motion,

The rule was again dispensed with, and the bill read the second time by the title, and referred to the committee on Banks and Corporations.

A Senate bill for "An act to incorporate the Hardin County Mining Company," was read the third time, and passed.

*Ordered*, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof.

A bill for "An act further to define the duties of probate justices," was read the second time, and

*Ordered* to be engrossed for a third reading.

A bill for "An act repealing an act creating the county of Marquette, and for attaching certain townships in the county of Marquette therein named, to the county of Brown," was read the second time, and,

On motion of Mr. Chapman,

Laid on the table.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have concurred with the House of Representatives, in the passage of a bill, entitled

"An act to incorporate a Library and Theological Institute of the Evangelical Lutheran Church of the Far West, to be located in Hillsboro', Montgomery county, Illinois."

The Senate have passed bills, herewith presented for the concurrence of the House of Representatives, entitled

"An act to authorize the Governor to pay certain drafts held by Messrs. Lyon and Howard;"

"An act in relation to the town of Pecatonica, in the county of Winnebago, and change the name thereof to Rockton."

The Senate have adopted the following resolution, in which they ask the concurrence of the House of Representatives:

*Resolved by the Senate, the House of Representatives, concurring herein,* That a joint select committee of three upon the part of the Senate, and five upon the part of the House, be raised to examine into the claim of Michael Kennedy, with power to send for persons and papers, and swear witnesses.

Messrs. Constable, McRoberts, and Reddick, are the committee on the part of the Senate.

A message from the Governor, by Mr. Cooley, Secretary of State:

*Mr. Speaker:* I am directed by the Governor to lay before the House of Representatives, a communication in writing.

On motion of Mr. Griffith,

The rule was dispensed with, and a bill for "An act to authorize the citizens on the Little Wabash to remove the obstructions to navigation," was read the second time by the title, and referred to the committee on Internal Improvements.

A bill for "An act to amend 'An act concerning estrays,' approved March 3, 1845," was read the second time, and, on motion of Mr. Funkhouser, referred to the committee on the Judiciary.

On motion of Mr. Huffman,

The rule was dispensed with, and a bill for "An act to regulate the fees and compensation of the officers and persons therein named," was read the second time by the title, and referred to the committee on Retrenchment.

On motion of Mr. Reynolds,

The House resolved itself into committee of the whole, to take into consideration a bill for "An act to apportion the representation of the several counties in this State," and the joint resolutions of the Senate on the same subject; Mr. Funkhouser in the chair.

After some time spent therein, the committee rose, and the chairman reported that they had had said subjects under consideration, and had made some amendments to the bill; in which he was directed to ask the concurrence of the House.

The amendments were read; when,

Mr. McLain called for a division of the question, so as to take the vote on each amendment separately.

The question was then taken on concurring in the amendment of the committee, to fill the first blank in the bill with "twenty-one thousand," and decided in the negative.

The question then recurred on filling the second blank in the bill with "eight thousand;" when

The yeas and nays were demanded by Messrs. Wynne and Lukins.

Pending the call,

On motion,

The House adjourned until ten o'clock to-morrow morning.

THURSDAY, JANUARY 14, 1847.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Rutledge.

On motion of Mr. Cockle,

The reading of the Journal was dispensed with.

Mr. Boyakin presented certain claims for services, provisions, &c. of troops sent to Hancock county, in 1846; which without reading, was, on his motion, referred to the committee on Claims.

Mr. Griffith presented the petition of sundry citizens of Clay county, praying the location of a State road from Ottawa, on the Illinois river, to Metropolis city, on the Ohio river; which, without reading, was, on his motion, referred to the committee on State Roads.

Mr. Skinner presented the petition of Patrick Strachan and William D. Scott, praying the re-issuing to them of four State bonds of one thousand dollars each, destroyed by fire; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Cross presented the petition of one hundred and sixteen citizens of Winnebago county, praying that the official course and qualifications of the judge of the sixth judicial circuit be inquired into; which was read, and, on his motion, referred to the committee on the Judiciary.

Mr. Little of Will, presented the petition of D. A. Watson and two hundred and twenty-one others, praying for the chartering of a company to improve the navigation of the Kankakee and Iroquois rivers; which, without reading, was, on his motion, referred to the committee on Canal and Canal Lands.

Mr. Martin presented the remonstrance of four hundred and fifty citizens of the city of Alton, against so amending the city charter, that the county may assess a tax on property within the city; which, without reading, was, on his motion, referred to the committee on Finance.

Mr. Morton presented the petition of one hundred and eighteen persons, praying the location of a State road therein named; which, without reading, was, on his motion, referred to the committee on State Roads.

Mr. Martin presented the petition of sundry citizens of Madison county, praying the location of a State road therein named; which, without reading, was, on his motion, referred to the committee on State Roads.

Mr. Logan of Sangamon, presented the petition of sundry citizens of Sangamon and Christian counties, praying the location of a State road therein named; which, without reading, was, on his motion, referred to the committee on State Roads.

A message from the Senate by Mr. Elwood, their Assistant Secretary:

*Mr. Speaker:* The Senate have passed a bill, in which they desire the concurrence of the House of Representatives, entitled

"An act to build a bridge across the Des Plaines river, in the town of Joliet;"

And have concurred with the House of Representatives in the passage of a bill, entitled,

"An act to authorize John Wood to lay out a part of the N. W. qr. of Section 11, 2 S. 9 W. as a burying ground, &c."

Mr. Stark presented the petition of Samuel Slocumb, praying compensation for provisions, &c. furnished the Governor's troops in the late dis-

turbances in the county of Hancock; which, without reading, was, on his motion, referred to the committee on Claims.

A message from the Senate by Mr. Elwood, their Assistant Secretary:

*Mr. Speaker:* The Senate have adopted the following resolution in which they ask the concurrence of the House of Representatives:

*Resolved by the Senate, the House of Representatives concurring herein,* That the Senate will meet the House, in the Hall of the House of Representatives, on Saturday the 16th instant at 2 o'clock P. M. for the purpose of electing an Associate Justice of the Supreme Court of this State, to fill the vacancy occasioned by the resignation of the Hon. Walter B. Scates, and a State's Attorney for the third judicial circuit.

The question pending last evening when the House adjourned on concurring with the committee of the Whole, in their amendment to the bill relative to the apportionment of representation, to fill the second blank with "eight thousand," came up in its order; when,

On motion of Mr. Funkhouser,

A call of the House was ordered, and after calling the roll, it appeared that Messrs. Buckley, Cantrill, Eddy, and Linder, were absent.

On motion of Mr. Huffman,

Further proceedings under the call were dispensed with.

The question then recurring on the amendment of the committee to the bill under consideration, it was decided in the negative, by yeas and nays, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Rock Island, Blakeman, Bragg, Brown, Caswell, Constant, Creel, Cross, Cummings, Davis, Dawson, Denning, Enloe, Epperson, Everett, Fry, Grubb, Harpole, Hayes, Higgins, Hodges, Huffman, Janney, Little of Fulton, Logan of Sangamon, Long, McDowell, Mann, Marshall, Miner, Morrison of Hancock, Morrison of Monroe, Morton, Omelveny, Ozburn, Prevo, Remann, Reynolds, Robb, Robeson of Woodford, Starkweather, Sherman, Sims, Stickney, Stookey, Tappan, Thomas of Bureau, Thomas of Morgan, Underwood, Wilcox, Williams and Mr. Speaker.—54.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Barber, Boyakin, Boyle, Campbell, Casey, Chapman, Cackle, Cunningham, Curtis, Dana, D'Wolf, Eads, Ela, Erwin, Funkhouser, Glenn, Gilmore, Glover, Griffith, Hansford, Harrington, Hart, Hick, Johnston, Kinney, Kretsinger, Little of Will, Lukins, McConnel, McLain, Martin, Miller, Morris, O'Conner, Peirson, Randolph, Robinson of Menard, Rutledge, Stanley, Stark, Seehorn, Shumway, Skinner, Slocumb, Smith, Stokes, Swing, Tucker, Turner, Wallace, Wardlaw, White, Williamson, Wright and Wynne.—57.

Mr. Pierson moved to fill the first blank in the bill with twenty thousand.

Mr. McLain proposed eighteen thousand.

Mr. Cunningham proposed thirty-three thousand.

Mr. Kretsinger proposed sixteen thousand.

Mr. Stokes proposed twenty-two thousand.

Mr. Hayes proposed twenty-four thousand.

Mr. Boyakin moved the previous question; which was not agreed to.

The question then recurring on filling the blank with thirty-three thou-

sand, it was decided in the negative, by yeas and nays, on the demand of Messrs. Cunningham and Williamson, as follows:

Those who voted in the affirmative, are,

Messrs. Campbell, Casey, Cunningham, Dawson, Denning, Harpole, Johnston, Miner, Morrison of Hancock, Morrison of Monroe, Morton, Robeson of Woodford, Sims, Thomas of Morgan, and Williamson.—15.

Those who voted in the negative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Boyakin, Boyle, Bragg, Brown, Caswell, Chapman, Cockle, Constant, Creel, Cross, Cummings, Curts, Dana, Davis, D'Wolf, Eads, Eddy, Ela, Enloe, Epperson, Erwin, Everett, Fry, Funkhouser, Glenn, Gilmore, Glover, Griffith, Grubb, Hansford, Harrington, Hart, Hayes, Hick, Higgins, Hodges, Huffman, Janney, Kinney, Kretsinger, Little of Fulton, Little of Will, Logan of Sangamon, Long, Lukins, McConnel, McDowell, McLain, Mann, Marshall, Martin, Miller, Morris, O'Conner, Omelveny, Ozburn, Peirson, Prevo, Randolph, Remann, Reynolda, Robb, Robinson of Menard, Rutledge, Stanley, Stark, Starkweather, Sechorn, Sherman, Shumway, Skinner, Slocumb, Smith, Stickney, Stokes, Stookey, Swing, Tappan, Thomas of Bureau, Tucker, Turner, Wallace, Wardlaw, White, Wilcox, Williams, Wright, Wynne and Mr. Speaker.—96.

The question was then taken on filling the blank with twenty-four thousand and decided in the negative.

The question then recurring on the motion to fill the blank with twenty-two thousand, it was decided in the negative.

The question was then taken on the motion to fill the blank with twenty thousand, and decided in the affirmative, by yeas and nays, on the demand of Messrs. Dawson and Sims, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Blakeman, Boyakin, Bragg, Brown, Buckley, Campbell, Caswell, Cockle, Constant, Creel, Cross, Cummings, Davis, Dawson, Denning, D'Wolf, Eddy, Enloe, Epperson, Erwin, Everett, Fry, Funkhouser, Glenn, Griffith, Grubb, Hansford, Harpole, Hayes, Hick, Higgins, Hodges, Huffman, Little of Fulton, Little of Will, Logan of Sangamon, Long, McDowell, Mann, Marshall, Martin, Miner, Morris, Morrison of Hancock, Morrison of Monroe, Morton, Omelveny, Ozburn, Peirson, Prevo, Reynolds, Robb, Robeson of Woodford, Robinson of Menard, Stark, Starkweather, Sechorn, Sherman, Sims, Slocumb, Stickney, Stookey, Tappan, Thomas of Bureau, Thomas of Morgan, Underwood, Wardlaw, Wilcox, Williams, Wright and Mr. Speaker.—76.

Those who voted in the negative, are,

Messrs. Barber, Boyle, Casey, Chapman, Cunningham, Curts, Dana, Eads, Ela, Gilmore, Glover, Harrington, Hart, Janney, Johnston, Kinney, Kretsinger, Lukins, McConnel, McLain, Miller, O'Conner, Randolph, Remann, Rutledge, Stanley, Shumway, Skinner, Smith, Stokes, Swing, Tucker, Turner, Wallace, White, Williamson and Wynne.—37.

Mr. Shumway moved to fill the second blank in the bill with six thousand.

Mr. Miner proposed seven thousand.

Mr. Williamson proposed ten thousand.

Mr. Johnston proposed fourteen thousand.

Mr. Hart proposed five thousand five hundred.

Mr. Epperson proposed seven thousand five hundred.

Mr. Stickney proposed five thousand four hundred and fifty.

Mr. Morton proposed nine thousand.

The question being taken on the motion to fill the blank with fourteen thousand, it was decided in the negative.

The question then recurring on the proposition to fill the blank with ten thousand, it was decided in the negative, by yeas and nays, on the demand of Messrs. Williamson and Stokes, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Rock Island, Boyakin, Boyle, Casey, Cunningham, Denning, Hansford, Harpole, Hayes, Johnston, Marshall, Morrison of Hancock, Morrison of Monroe, Morton, Omelveny, Ozburn, Prevo, Robeson of Woodford, Starkweather, Sims, Stokes, Stookey, Thomas of Morgan, White, Williamson and Mr. Speaker.—27.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Brown, Bailey of Fulton, Barber, Blakeman, Bragg, Brown, Buckley, Campbell, Caswell, Chapman, Cockle, Constant, Creel, Cross, Cummings, Curtis, Dana, Davis, Dawson, D'Wolf, Eads, Eddy, Ela, Enloe, Epperson, Erwin, Everett, Funkhouser, Glenn, Gilmore, Glover, Griffith, Grubb, Harrington, Hart, Hick, Higgins, Hodges, Huffman, Janney, Kinney, Kretsinger, Little of Fulton, Little of Will, Logan of Sangamon, Long, Lukins, McConnel, McDowell, McLain, Mann, Martin, Miller, Miner, Morris, O'Conner, Peirson, Randolph, Remann, Reynolds, Robb, Robinson of Menard, Rutledge, Stanley, Stark, Seehorn, Sherman, Shumway, Skinner, Slocumb, Smith, Stickney, Swing, Tappan, Thomas of Bureau, Tucker, Turner, Underwood, Wallace, Wardlaw, Wilcox, Williams, Wright and Wynne.—85.

The question was then taken on the motion to fill the blank with nine thousand, and decided in the negative, by yeas and nays, on the demand of Messrs. Stookey and Johnston, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Rock Island, Blakeman, Boyakin, Campbell, Casey, Cunningham, Dawson, Harrington, Harpole, Hayes, Long, McDowell, Mann, Miner, Morrison of Hancock, Morrison of Monroe, Morton, Omelveny, Ozburn, Prevo, Robeson of Woodford, Starkweather, Sims, Stokes, Stookey, Thomas of Morgan, Wilcox, Williams, Williamson and Mr. Speaker.—31.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Brown, Bailey of Fulton, Barber, Boyle, Bragg, Brown, Buckley, Caswell, Chapman, Cockle, Constant, Creel, Cross, Cummings, Curtis, Dana, Davis, Denning, D'Wolf, Eads, Eddy, Ela, Enloe, Epperson, Erwin, Everett, Fry, Funkhouser, Glenn, Gilmore, Glover, Griffith, Grubb, Hansford, Hart, Hick, Higgins, Hodges, Huffman, Janney, Johnston, Kinney, Kretsinger, Little of Will, Logan of Sangamon, Lukins, McConnell, McLain, Marshall, Martin, Miller, Morris, O'Conner, Peirson, Randolph, Remann, Reynolds, Robb, Robinson of Menard, Rutledge, Stanley, Stark, Seehorn, Sherman, Shumway, Skinner, Slocumb, Smith, Stickney, Swing, Tappan, Thomas of Bureau, Tucker, Turner, Underwood, Wallace, Wardlaw, White, Wright and Wynne.—81.



Mr. Cockle moved to reconsider the vote taken on filling the second blank with eight thousand; which was not agreed to, by yeas and nays, on the demand of Messrs. Logan of Sangamon, and Higgins, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Rock Island, Blakeman, Bragg, Brown, Campbell, Caswell, Cockle, Constant, Creel, Cross, Cunningham, Davis, Dawson, Enloe, Everett, Fry, Grubb, Harpole, Hayes, Higgins, Hodges, Huffman, Little of Fulton, Logan of Sangamon, Long, McDowell, Mann, Miner, Morrison of Hancock, Morrison of Monroe, Morton, Omelveny, Ozburn, Prevo, Remann, Reynolds, Robeson of Woodford, Robinson of Menard, Starkweather, Sims, Stickney, Stokes, Stookey, Tappan, Thomas of Bureau, Thomas of Morgan, Underwood, Wardlaw, Williams and Mr. Speaker.—52.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Barber, Boyakin, Boyle, Buckley, Casey, Chapman, Cummings, Curts, Dana, Denning, D'Wolf, Eads, Eddy, Ela, Erwin, Funkhouser, Glenn, Gilmore, Glover, Griffith, Hansford, Harrington, Hart, Hick, Janney, Johnston, Kinney, Kretsinger, Little of Will, Lukins, McConnel, McLain, Marshall, Martin, Miller, Morris, O'Conner, Peirson, Randolph, Robb, Rutledge, Stanley, Stark, Seehorn, Sherman, Shumway, Skinner, Slocumb, Smith, Swing, Tucker, Turner, Wallace, White, Wilcox, Williamson, Wright and Wynne.—60.

Mr. Eddy moved to fill the blank with six thousand six hundred and sixty-seven.

Mr. Robeson of Woodford, moved the previous question.

Pending this motion,

The House adjourned until two o'clock, P. M.

two o'clock, P. M.

House met pursuant to adjournment.

The Speaker laid before the House a communication from the Governor, in reply to a resolution relative to the amount of the available assets in possession of the State to meet its liabilities; also in relation to the mill property at Carmi and New Haven; which was read; when,

On motion of Mr. Griffith,

Said communication was referred to the committee on Internal Improvements.

A bill for "An act to amend the 132d section of the chapter of the Revised Statutes of 1845, in regard to wills," was read the third time.

Mr. Glover moved to lay the bill on the table; which was not agreed to.

Mr. Skinner moved to re-commit the bill to the committee on the Judiciary, with instructions so to amend the bill as to prevent recovering vindictive damages.

Mr. Kretsinger moved to lay the bill on the table until the 4th of July; which was not agreed to.

On motion of Mr. Boyakin,

The proposed instructions were laid on the table.

M

The question of reference was decided in the negative.

The question on the passage of the bill was decided in the affirmative, by yeas and nays, on the demand of Messrs. Kretsinger and Ela, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Blakeman, Boyakin, Boyle, Brown, Buckley, Campbell, Casey, Caswell, Cockle, Creel, Cross, Cummings, Curtis, Davis, Denning, D'Wolf, Eads, Eddy, Epperson, Erwin, Funkhouser, Glenn, Gilmore, Griffith, Grubb, Hansford, Harpole, Hick, Higgins, Huffman, Janney, Kinney, Logan of Sangamon, McConnel, M'Lain, Marshall, Martin, Miller, Miner, Morris, Morrison of Hancock, Morrison of Monroe, Morton, Omelveny, Pierson, Prevo, Randolph, Remann, Reynolds, Robb, Robeson of Woodford, Rutledge, Stanley, Stark, Starkweather, Seehorn, Sims, Slocumb, Thomas of Bureau, Thomas of Morgan, Turner, Underwood, Wallace, Wardlaw, West, White, Wilcox, Williams, Wynne and Mr. Speaker.—74.

Those who voted in the negative, are,

Messrs. Austin, Barber, Bragg, Chapman, Constant, Cunningham, Dawson, Ela, Enloe, Everett, Glover, Harrington, Hart, Hayes, Johnston, Kretsinger, Little of Fulton, Little of Will, Long, Lukins, McDowell, Mann, O'Conner, Ozburn, Robinson of Menard, Sherman, Shumway, Skinner, Smith, Stokes, Stookey, Tappan, Tucker, Williamson and Wright.—35.

On motion of Mr. Boyakin,

The House resolved itself into a committee of the whole House to take into consideration a bill for "An act to provide for calling a convention to amend the constitution of the State," Mr. Huffman in the chair.

After some time spent therein, the committee rose, and

Mr. Huffman reported that they had had said bill under consideration, had made some progress therein, and directed him to ask leave to sit again.

The question being taken on granting leave to the committee to sit again, it was decided in the affirmative.

On motion of Mr. Archer,

The rule was dispensed with, to enable him to make a report from the committee on State Roads, to which were referred resolutions, bills, and petitions relative to public roads, &c.; when he reported a bill for "An act to amend the several acts relating to public roads."

Pending the reading of the bill,

On motion,

The House adjourned until ten o'clock, to-morrow morning.

#### FRIDAY, JANUARY 15, 1847.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Griffith, a member.

On motion of Mr. Everett,

The reading of yesterday's journal was dispensed with.

Mr. Randolph presented the claims of Capt. B. Maxwell's company for services in the Hancock difficulties in June, 1844; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Turner presented the claim of David Finney and Joshua Gibson, for provisions and fuel furnished to the Sangamon troops, on their march to Hancock county, in 1846; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Turner moved to dispense with the rule, to enable him to introduce a bill; which was not agreed to.

Mr. McDowell presented the petition of sixteen citizens of Fulton county, praying for the repeal of the law of 1845, reducing the salaries of certain judges of the Supreme Court; which, without reading, was, on his motion, referred to the committee on the Judiciary.

A message from the Senate, by Mr. Mooré, their Secretary:

*Mr. Speaker:* The Senate have passed bills, herewith presented, for the concurrence of the House of Representatives, entitled:

"An act for the relief of the inhabitants of incorporated towns;"

"An act to authorize Alonzo T. Phillips to build a dam across Fox river in the town of Batavia, in Kane county;"

"An act to extend the jurisdiction of the Supervisor of the town of Winchester;"

"An act to empower Henry M. Waters to sell and convey certain real estate;"

"An act to amend Chapter CVIII, of the Revised Statutes;"

"An act to correct and legalize the census of Tazewell county;"

"An act for the relief of the heirs of George Finney, deceased," and

"An act to amend the seventh section of the 89th chapter of the Revised Statutes, approved, March 3d, 1845."

The Senate have adopted resolutions also presented for the like concurrence, having in view the passage of a law by Congress, authorizing the holding of an annual term of the Circuit and District Courts in Chicago; also a law of Congress granting to the State of Illinois land to aid her in the completion of the Northern Cross and Central Railroads.

Mr. Little of Fulton, from the committee on Engrossed and Enrolled Bills, reported as correctly engrossed, bills of the following titles, viz:

"An act vacating certain State roads, and to establish certain roads;"

"An act for the benefit of Daniel Linder of Coles county;"

"An act to amend the laws in relation to paupers;"

"An act to amend the twelfth section of the act entitled 'An act to establish and maintain common schools,' approved, February 26, 1845;"

"An act in relation to the town of Ottawa;"

"An act to incorporate the Boston and Elizabeth Mining Company of South Illinois," and

"An act to vacate a part of the town of Wilkesboro' in McLean county."

The question pending when the House adjourned yesterday forenoon, on the demand for the previous question, on the motion to fill the second blank in the bill relative to the apportionment of representation, with seven thousand five hundred, came up in its regular order; when,

On motion of Mr. Thomas of Morgan,

A call of the House was ordered, and it appeared that Messrs. Bragg, Davis, Eddy, Fry, Linder, Pickering, Logan of Sangamon, Long, Robb, Shumway and Underwood, were absent.

On motion of Mr. Morton,

Further proceedings under the call were dispensed with.

The question recurring on ordering the main question, it was decided in the affirmative, by yeas and nays, on the demand of Messrs. Funkhouser, and Robeson of Woodford, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Fulton, Bailey of Rock Island, Blakeman, Boyakin, Boyle, Bragg, Brown, Buckley, Campbell, Casey, Caswell, Chapman, Cockle, Constant, Creel, Cross, Cummings, Curts, Dana, Dawson, D'Wolf, Eads, Eddy, Enloe, Epperson, Erwin, Everett, Fry, Glenn, Gilmore, Grubb, Hansford, Harrington, Harpole, Hart, Hayes, Higgins, Hodges, Huffman, Kinney, Little of Will, Long, McConnel, Miller, Miner, Morris, Morrison of Hancock, Morrison of Monroe, Morton, Omelveny, Prevo, Remann, Reynolds, Robeson of Woodford, Stanley, Stark, Starkweather, Seehorn, Sherman, Sims, Slocumb, Stokes, Stookey, Thomas of Bureau, Thomas of Morgan, Turner, Wallace, Wilcox, Wright and Mr. Speaker.—72.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Barber, Cantrill, Cunningham, Denning, Ela, Funkhouser, Glover, Griffith, Janney, Johnston, Kretsinger, Logan of Sangamon, Lukins, McDowell, McLain, Mann, Marshall, Martin, O'Conner, Ozburn, Peirson, Randolph, Robinson of Menard, Rutledge, Skinner, Smith, Stickney, Swing, Tappan, Tucker, Wardlaw, White, Williams, Williamson and Wynne.—36.

The question was then taken on filling the blank with seven thousand five hundred, and decided in the negative, by yeas and nays, on the demand of Messrs. Dawson, and Little of Fulton, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Blakeman, Boyakin, Bragg, Campbell, Caswell, Cockle, Creel, Cummings, Dawson, Enloe, Epperson, Fry, Grubb, Harpole, Hayes, Higgins, Huffman, Little of Fulton, Little of Will, Logan of Sangamon, Long, McDowell, Miner, Morrison of Hancock, Morrison of Monroe, Morton, Omelveny, Ozburn, Remann, Robeson of Woodford, Stark, Starkweather, Stokes, Stookey, Tappan, Wallace, Wardlaw, White and Mr. Speaker.—40.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Boyle, Brown, Buckley, Cantrill, Casey, Chapman, Constant, Cross, Cunningham, Curts, Dana, Denning, D'Wolf, Eads, Eddy, Ela, Erwin, Everett, Funkhouser, Glenn, Gilmore, Glover, Griffith, Hansford, Harrington, Hart, Hodges, Janney, Johnston, Kinney, Kretsinger, Lukins, McConnell, McLain, Mann, Marshall, Martin, Miller, Morris, O'Conner, Peirson, Prevo, Randolph, Reynolds, Robb, Robinson of Menard, Rutledge, Stanley, Seehorn, Sherman, Sims, Skinner, Slocumb, Smith, Stickney, Swing, Thomas of Bureau, Thomas of Morgan, Tucker, Turner, Wilcox, Williams, Williamson, Wright and Wynne.—70.

The question was then taken on filling the blank with seven thousand, and decided in the negative, by yeas and nays, on the demand of Messrs. Robeson of Woodford, and Higgins, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Fulton, Boyakin, Buckley, Campbell, Caswell, Cockle, Enloe, Epperson, Everett, Fry, Grubb, Harrington, Harpole, Hick, Higgins, Huffman, Kinney, Little of Fulton, Little of Will, Long, Martin, Miner, Morris, Morrison of Hancock, Morrison of Monroe, Morton, Ozburn, Robb, Robeson of Woodford, Stark, Starkweather, Seehorn, Sherman, Skinner, Tappan, White and Mr. Speaker.—38.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Brown, Bailey of Rock Island, Barber, Blakeman, Boyle, Bragg, Brown, Cantrill, Casey, Chapman, Constant, Creel, Cummings, Cunningham, Curtis, Dana, Dawson, Denning, D'Wolf, Eads, Eddy, Ela, Erwin, Funkhouser, Glenn, Gilmore, Glover, Griffith, Hansford, Hart, Hayes, Hodges, Janney, Johnston, Kretsinger, Logan of Sangamon, Lukins, McConnel, McDowell, McLain, Mann, Miller, O'Conner, Omelveny, Peirson, Prevo, Randolph, Remann, Reynolds, Robinson of Menard, Rutledge, Stanley, Sims, Slocumb, Smith, Stickney, Stokes, Stookey, Swing, Thomas of Bureau, Thomas of Morgan, Tucker, Turner, Wallace, Wardlaw, West, Wilcox, Williams, Williamson, Wright and Wynne.—72.

The question then recurring on the motion to fill the blank with six thousand six hundred sixty-seven, it was decided in the negative, by yeas and nays, on the demand of Messrs. Stookey and Blakeman, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Brown, Bailey of Fulton, Boyakin, D'Wolf, Eddy, Ela, Erwin, Everett, Funkhouser, Glenn, Gilmore, Glover, Griffith, Grubb, Harrington, Hart, Kinney, Little of Fulton, Little of Will, Long, Morris, Morrison of Hancock, Peirson, Randolph, Robb, Robinson of Menard, Seehorn, Sherman, Skinner, Slocumb, Smith, Tappan, Thomas of Bureau, Tucker, White and Wynne.—37.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Rock Island, Barber, Blakeman, Boyle, Bragg, Brown, Buckley, Campbell, Cantrill, Casey, Caswell, Chapman, Cockle, Constant, Creel, Cross, Cummings, Cunningham, Curtis, Dana, Davis, Dawson, Denning, Eads, Epperson, Fry, Hansford, Harpole, Hayes, Hick, Higgins, Hodges, Huffman, Janney, Johnston, Kretsinger, Logan of Sangamon, Lukins, McConnell, McDowell, McLain, Mann, Martin, Miller, Miner, Morrison of Monroe, Morton, O'Conner, Omelveny, Ozburn, Prevo, Remann, Reynolds, Robeson of Woodford, Rutledge, Stanley, Stark, Starkweather, Sims, Stickney, Stokes, Stookey, Swing, Thomas of Morgan, Turner, Wallace, Wardlaw, West, Wilcox, Williams, Williamson, Wright and Mr. Speaker.—74.

The question being taken on filling the blank with six thousand, it was decided in the negative, by yeas and nays, on the demand of Messrs. McConnel and Cantrill, as follows:

Those who voted in the affirmative, are,

Messrs. Boyakin, Boyle, Brown, Cantrill, Chapman, Constant, Cross, Cummings, Curtis, Dana, Denning, D'Wolf, Eads, Eddy, Ela, Erwin, Everett, Funkhouser, Glenn, Gilmore, Griffith, Harrington, Janney, Kretsinger, Little of Will, Logan of Sangamon, Lukins, McConnel, McLain, Marshall, Miller, Morris, Peirson, Randolph, Robb, Robinson of Menard,

Rutledge, Stanley, Seehorn, Sherman, Slocumb, Smith, Stickney, Swing, Thomas of Bureau, Tucker, Turner, White, Wilcox, Williams and Wynne.—51.

Those who voted in the negative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Bragg, Buckley, Campbell, Casey, Caswell, Cockle, Creel, Cunningham, Davis, Dawson, Enloe, Epperson, Fry, Glover, Grubb, Hansford, Harpole, Hart, Hayes, Hick, Higgins, Hodges, Huffman, Johnston, Kinney, Little of Fulton, Long, McDowell, Mann, Martin, Miner, Morrison of Hancock, Morrison of Monroe, Morton, O'Conner, Omelveny, Ozburn, Prevo, Remann, Reynolds, Robeson of Woodford, Stark, Starkweather, Sims, Skinner, Stokes, Stookey, Tappan, Thomas of Morgan, Wallace, Wardlaw, West, Williamson, Wright and Mr. Speaker.—62.

The question now being on filling the blank with five thousand five hundred, it was decided in the negative, by yeas and nays, on the demand of Messrs. Tappan and Johnston, as follows:

\* Those who voted in the affirmative, are,

Messrs. Bailey of Rock Island, Barber, Chapman, Cockle, Cummings, Curtis, Dana, Eads, Ela, Gilmore, Glover, Griffith, Hart, Hodges, Kretzinger, Lukins, O'Conner, Stanley, Sherman, Skinner, Smith, Stickney, Turner, Wallace and Wardlaw.—25.

Those who voted in the negative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Blakeman, Boyakin, Boyle, Bragg, Brown, Buckley, Campbell, Cantrill, Casey, Caswell, Constant, Creel, Cross, Cunningham, Davis, Dawson, Denning, D'Wolf, Enloe, Epperson, Erwin, Everett, Fry, Funkhouser, Glenn, Grubb, Hansford, Harrington, Harpole, Hayes, Hick, Higgins, Huffman, Janney, Johnston, Kinney, Little of Fulton, Little of Will, Logan of Sangamon, Long, McConnell, McDowell, McLain, Mann, Marshall, Martin, Miller, Miner, Morris, Morrison of Hancock, Morrison of Monroe, Morton, Omelveny, Ozburn, Peirson, Prevo, Randolph, Remann, Reynolds, Robeson of Woodford, Robinson of Menard, Rutledge, Stark, Starkweather, Seehorn, Sims, Slocumb, Stokes, Stookey, Swing, Tappan, Thomas of Bureau, Thomas of Morgan, Tucker, West, White, Wilcox, Williams, Williamson, Wright, Wynne and Mr. Speaker.—86.

The question recurring on filling the blank with five thousand four hundred and fifty, it was decided in the negative.

The question being on ordering the bill to be engrossed for a third reading, it was decided in the negative.

The resolutions of the Senate, providing for the appointment of a joint select committee to report a bill to apportion the representation in the General Assembly, coming up for consideration,

Mr. Morris moved to amend the second resolution, by striking out "eight thousand," and inserting "seven thousand," in lieu thereof; when,

On motion of Mr. Morris,

The main question was ordered.

The question then recurring on the proposed amendment, it was decided in the negative, by yeas and nays, on the demand of Messrs. Morris and Dawson, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Barber, Boyakin, Boyle, Buckley, Curts, Eddy, Ela, Enloe, Everett, Gilmore, Glover, Grubb, Harrington, Hart, Hick, Huffman, Kinney, Little of Will, Lukins, McConnel, McLain, Martin, Miller, Morris, O'Conner, Peirson, Randolph, Robb, Rutledge, Stanley, Seehorn, Sherman, Skinner, Slocumb, Smith, Stickney, Swing, Thomas of Bureau, Tucker, Wallace, Wardlaw and Wynne.

—44.

Those who voted in the negative, are,

Messrs. Archer, Austin, Bailey of Rock Island, Blakeman, Bragg, Brown, Campbell, Cantrill, Casey, Caswell, Chapman, Cockle, Constant, Creel, Cross, Cummings, Cunningham, Dana, Davis, Dawson, Denning, D'Wolf, Eads, Epperson, Erwin, Fry, Funkhouser, Glenn, Griffith, Hansford, Harpole, Hayes, Higgins, Hodges, Janney, Johnston, Kretsinger, Little of Fulton, Logan of Sangamon, Long, McDowell, Mann, Marshall, Miner, Morrison of Hancock, Morrison of Monroe, Morton, Omelveny, Ozburn, Prevo, Remann, Reynolds, Robeson of Woodford, Robinson of Menard, Stark, Starkweather, Sims, Stokes, Stookey, Tappan, Thomas of Morgan, Turner, Underwood, West, White, Wilcox, Williams, Williamson, Wright, Wynne and Mr. Speaker.—70.

The question was then taken on concurring with the Senate in the adoption of said resolution and decided in the affirmative, by yeas and nays, on the demand of Messrs. Stookey and Johnston, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Blakeman, Bragg, Brown, Campbell, Caswell, Cockle, Constant, Creel, Cross, Cummings, Cunningham, Curts, Davis, Dawson, Denning, D'Wolf, Eddy, Enloe, Epperson, Erwin, Fry, Grubb, Hansford, Harrington, Harpole, Hayes, Higgins, Hodges, Huffman, Little of Fulton, Logan of Sangamon, Long, Lukins, McDowell, Mann, Miner, Morrison of Hancock, Morrison of Monroe, Morton, Omelveny, Ozburn, Prevo, Remann, Reynolds, Robeson of Woodford, Robinson of Menard, Stark, Starkweather, Sims, Stickney, Stookey, Tappan, Thomas of Morgan, Turner, Underwood, West, Wilcox, Williams and Mr. Speaker.—61.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Boyakin, Boyle, Buckley, Cantrill, Casey, Chapman, Dana, Eads, Ela, Everett, Funkhouser, Glenn, Gilmore, Glover, Griffith, Hart, Hick, Janney, Johnston, Kinney, Kretsinger, Little of Will, McConnel, McLain, Marshall, Martin, Miller, Morris, O'Conner, Peirson, Randolph, Robb, Rutledge, Stanley, Seehorn, Sherman, Skinner, Slocumb, Smith, Swing, Thomas of Bureau, Tucker, Wallace, Wardlaw, White, Williamson, Wright and Wynne.—52.

*Ordered*, That Messrs. Boyakin, Hodges, Morton, Fry, Funkhouser, D'Wolf, Hayes, Archer, Morris, Little of Fulton, Kretsinger, Cross, Little of Will, Sherman, Logan of Sangamon, Shumway, Cockle and Dana, be the committee on the part of the House, and that the Clerk inform the Senate thereof.

On motion,

The House adjourned until two o'clock P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

On motion of Mr. Williams,

The rule was dispensed with, and a Senate bill for "An act to correct and legalize the census of Tazewell county," taken from the orders of the day, read the first time, and

*Ordered to a second reading.*

On his further motion,

The rule was dispensed with, and the bill read the second time by the title, and referred to the committee on Education.

On motion of Mr. Morris,

The rule was dispensed with, for the reception of reports from standing committees.

The question pending some days since when the House adjourned, on the motion of Mr. Kretsinger, to re-commit the bill for "An act to limit the time of commencing suits in certain cases," with instructions, to the committee on the Judiciary, came up in its regular order; when,

On motion of Mr. Underwood,

The proposed instructions were laid on the table.

The question was then taken on the motion to re-commit the bill and the proposed amendment to the committee on the Judiciary, and decided in the affirmative.

A message from the Senate, by Mr. Elwood, their Assistant Secretary:

*Mr. Speaker:* The Senate have passed bills herewith presented for the concurrence of the House of Representatives, entitled:

"An act to amend the ninety-first chapter of the Revised Laws, entitled, 'Rights of Property;'"

"An act relating to the qualifications of certain officers therein named;"

"An act for the relief of Edward B. Tinney;"

"An act to amend an act, entitled "An act to incorporate Mount Carmel in Wabash county," and

"An act to amend the 28th chapter of the Revised Statutes, entitled 'County Treasurer's and county funds.'"

The question pending some days since when the House adjourned, on the amendment of the committee of the Judiciary to the bill for "An act to prevent trespass on land," came up in order; when,

Mr. Huffman moved to amend the amendment, by adding the following as a proviso, viz:

*"Provided,* That this act shall not be so construed as to prevent coon and bee hunters from cutting such coon and bee trees as they may from time to time find while hunting for the same."

Mr. Morris moved to lay the amendment proposed by Mr. Huffman on the table; which was not agreed to.

The question was then taken on the amendment proposed to the amendment of the committee, and decided in the negative, by yeas and nays, on the demand of Messrs. Harrington and Morris, as follows:



Those who voted in the affirmative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Boyakin, Boyle, Cantrill, Casey, Chapman, Creel, Cunningham, Dana, Davis, Dawson, Denning, Enloe, Erwin, Funkhouser, Glover, Griffith, Harpole, Hart, Hayes, Hick, Hodges, Huffman, Johnston, Kinney, Little of Will, Lukins, McDowell, McLain, Miller, Morrison of Monroe, Omelveny, Ozburn, Remann, Rutledge, Sherman, Stokes, Stookey, White, Williamson, Wright and Wynne.—44.

Those who voted in the negative, are,

Messrs. Archer, Barber, Blakeman, Bragg, Brown, Buckley, Campbell, Caswell, Cockle, Constant, Cross, Cummings, D'Wolf, Eads, Ela, Epperson, Everett, Fry, Glenn, Gilmore, Hansford, Harrington, Janney, Kretsinger, Little of Fulton, Logan of Sangamon, McConnel, Martin, Miner, Morris, Morton, O'Conner, Peirson, Prevo, Randolph, Reynolds, Robb, Robeson of Woodford, Robinson of Menard, Stanley, Stark, Starkweather, Seehorn, Sims, Slocumb, Smith, Swing, Tappan, Thomas of Bureau, Thomas of Morgan, Turner, Underwood, Wallace, Wardlaw, Wilcox, Williams and Mr. Speaker.—57.

The question was then taken on concurring with the committee in their amendment, and decided in the negative.

Mr. Johnston moved to amend the bill by adding the following as a proviso, viz:

*"Provided, That the provisions of this act shall not apply to travelers, movers, or others, or to the soldiers going to, or returning from the Mexican war, who may take and use a sufficiency of wood or timber (doing as little damage to the owner as possible) to make fires to cook their necessary food, and to keep themselves and families from suffering with cold."*

Mr. Logan of Sangamon moved to amend the proposed amendment, by striking out the words, "travelers, movers, or others, or;" which was not agreed to.

Mr. Reynolds moved to amend the proposed amendment, by adding the following as an additional proviso, viz:

*"Provided, also, That no execution shall issue as in cases of assault and battery, under the provisions of this act, except for cases of burning rails taken from a fence."*

On motion of Mr. Morris,

The proposed amendments were indefinitely postponed, by yeas and nays, on the demand of Messrs. Johnston and Ozburn, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Fulton, Barber, Blakeman, Bragg, Brown, Campbell, Caswell, Cockle, Cummings, Dana, D'Wolf, Eads, Ela, Epperson, Everett, Glenn, Gilmore, Glover, Hansford, Harrington, Higgins, Kinney, Kretsinger, Little of Fulton, Little of Will, Logan of Sangamon, Lukins, McConnel, Martin, Miller, Miner, Morris, Morrison of Hancock, Morton, Peirson, Reynolds, Robb, Robeson of Woodford, Robinson of Menard, Stanley, Stark, Starkweather, Seehorn, Sims, Skinner, Smith, Swing, Tappan, Thomas of Bureau, Thomas of Morgan, Tucker, Turner, Underwood, Wallace, Wardlaw, West, Wilcox, Williams, Williamson and Mr. Speaker.—61.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Brown, Bailey of Rock Island, Boyakin, Boyle, Cantrill, Casey, Constant, Creel, Cross, Cunningham, Davis, Dawson, Denning, Enloe, Erwin, Fry, Funkhouser, Griffith, Grubb, Harpole, Hart, Hayes, Hick, Huffman, Janney, Johnston, Long, McDowell, McLain, Mann, Marshall, Morrison of Monroe, O'Conner, Omelveny, Ozburn, Prevo, Randolph, Remann, Rutledge, Sherman, Slocumb, Stokes, Stookey, White, Wright and Wynne.—47.

On motion of Mr. Logan of Sangamon,

The bill was amended, by inserting, after the word "unlawfully," where it occurs in the first section, the words, "wilfully and knowingly."

Mr. Funkhouser moved to amend the bill, by adding the following, viz:

"*Provided*, That this act shall not apply to any person who may commit any of the above named offences through mistake, or in case of necessity."

Mr. Cunningham moved to amend the proposed amendment, by adding the following as an additional proviso, viz:

"*Provided*, That any person having a wagon mired down shall be considered by this act as being in a distressed situation, and shall not be liable to the pains and penalties of this act for taking rails off of fences to prize out their wagons."

On motion of Mr. Kretsinger,

The proposed amendments were laid on the table.

On motion of Mr. Cockle,

The main question was ordered.

The question then recurring on ordering the bill to be engrossed for a third reading, as amended, it was decided in the affirmative, by yeas and nays, on the demand of Messrs. Cunningham and Funkhouser, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Boyle, Brown, Campbell, Caswell, Cockle, Cross, Cummings, Dana, D'Wolf, Eads, Ela, Epperson, Everett, Fry, Glenn, Gilmore, Glover, Hansford, Harrington, Higgins, Huffman, Janney, Kinney, Kretsinger, Little of Fulton, Little of Will, Logan of Sangamon, Lukins, McConnel, Martin, Miller, Miner, Morris, Morrison of Hancock, Morton, Peirson, Prevo, Reynolds, Robb, Robeson of Woodford, Robinson of Menard, Stanley, Stark, Starkweather, Seehorn, Sherman, Sims, Slocumb, Smith, Tappan, Thomas of Bureau, Thomas of Morgan, Tucker, Turner, Underwood, Wallace, Wardlaw, West, Wilcox, Williams, Wynne and Mr. Speaker.—68.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Boyakin, Bragg, Buckley, Cantrill, Casey, Chapman, Constant, Creel, Cunningham, Davis, Dawson, Denning, Enloe, Erwin, Funkhouser, Griffith, Grubb, Harpole, Hart, Hick, Hodges, Johnston, Long, McDowell, McLain, Mann, Marshall, Morrison of Monroe, O'Conner, Omelveny, Ozburn, Remann, Rutledge, Stokes, Stookey, Swing, White, Williamson and Wright.—40.

A bill for "An act to amend the several acts relating to public roads," pending the reading of which the House adjourned last evening, was read, and

*Ordered* to a second reading.

Mr. Morris, from the committee on the Judiciary, to which was referred a bill for "An act to amend the act in relation to fees and salaries," reported the same back, with an amendment, as a substitute; which was read.

On motion of Mr. Martin,

A call of the House was ordered, when it appeared that Messrs. Eddy, Epperson, Linder, Pickering, Shumway, Wallace and Wilcox, were absent.

On motion of Mr. Huffman,

Further proceedings under the call were dispensed with.

On motion of Mr. Johnston,

The bill and substitute were laid on the table by yeas and nays, on the demand of Messrs. Martin and Reynolds, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Brown, Bailey of Fulton, Blakeman, Boyakin, Boyle, Bragg, Brown, Buckley, Campbell, Cantrill, Casey, Caswell, Constant, Creel, Cross, Cummings, Cunningham, Curtis, Davis, Dawson, Eads, Enloe, Erwin, Glenn, Gilmore, Griffith, Hansford, Harpole, Hayes, Higgins, Hodges, Huffman, Janney, Johnston, Little of Fulton, Lukins, McConnell, McDowell, Mann, Marshall, Miner, Morrison of Monroe, Morton, Ozburn, Prevo, Randolph, Robb, Robeson of Woodford, Rutledge, Starkweather, Seehorn, Sims, Smith, Stickney, Stokes, Stookey, Tucker, Underwood, Wardlaw, White, Williams and Wright.—63.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Rock Island, Barber, Chapman, Cockle, Dana, D'Wolf, Ela, Everett, Fry, Funkhouser, Glover, Grubb, Harrington, Hart, Hick, Kinney, Kretsinger, Little of Will, Logan of Sangamon, Long, McLain, Martin, Miller, Morris, Morrison of Hancock, O'Conner, Omelveny, Peirson, Remann, Reynolds, Robinson of Menard, Stanley, Stark, Sherman, Skinner, Slocumb, Swing, Tappan, Thomas of Bureau, Thomas of Morgan, Turner, Wallace, West, Williamson, Wynne and Mr. Speaker.—47.

Mr. Johnston, from the committee on Public Accounts and Expenditures, to which was referred the report of the Public Printer, reported the same back, and asked to be discharged from the further consideration of the same.

The question being taken on discharging the committee, it was decided in the affirmative.

Mr. Johnston, from the same committee, to which was referred the petition of Johnson and Bradford, reported the same back, and asked to be discharged from the further consideration of the same.

The question being taken on discharging the committee, it was decided in the affirmative.

On motion of Mr. Logan of Sangamon,

Said petition was referred to a select committee.

Ordered, That Messrs. Logan of Sangamon, Long and Reynolds, be that committee.

Mr. Kretsinger, from the committee on the Judiciary, to which was referred the petition of Albert Ellis, of Winnebago county, asking for a pre-emption on certain State lands therein named, reported a bill for "An act for the relief of Albert Ellis;" which was read, and

Ordered to a second reading.

Mr. Logan of Sangamon, from the committee on the Judiciary, to which was referred a bill for "An act requiring the punctual discharge of duties by the Attorney General and the several State's Attorneys," reported the same back, without amendment, and recommended its passage.

*Ordered*, That the bill be engrossed for a third reading.

Mr. Boyakin from the committee on the Judiciary, to which was referred the report of the committees on Finance of the two Houses, in relation to the late Auditor of Public Accounts, reported the same back, and recommended the adoption of the following preamble and resolution, viz:

*Whereas*, The committee on Finance, to which that duty was assigned, after an examination of the accounts and official acts of William L. D. Ewing, late Auditor of Public Accounts, have reported to the House of Representatives that said Auditor was in arrears and default to the State of Illinois in a considerable sum of money, &c.; therefore,

*Resolved by the House of Representatives, the Senate concurring herein*; That the Attorney General of this State be instructed to proceed forthwith, under the counsel and advice of the Governor, against the representatives of the said William L. D. Ewing, and the securities upon his official bond, in the courts of this State, to recover of them the sum for which he may be found in default.

The question being taken on concurring with the committee in the adoption of the preamble and resolution, it was decided in the affirmative.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in the same.

Mr. Huffman from the committee on Education, to which was referred a bill for "An act to authorize the legal voters of McHenry county to elect school directors, and to raise money to build school houses," reported the same back without amendment, and recommended its passage.

*Ordered*, That the bill be engrossed for a third reading.

Mr. Wallace, from the committee on Counties, to which were referred sundry petitions and remonstrances from the citizens of Logan county, relative to the removal of the county seat of said county, and also sundry petitions and remonstrances from the citizens of Logan and De Witt counties, relative to the annexation of a portion of the county of Logan to the county of De Witt, reported the same back, and asked to be discharged from the further consideration of those subjects.

The question being taken on discharging the committee, it was decided in the affirmative.

Mr. Glenn, from the minority of the committee on Counties, presented the following protest; which was directed to be placed upon the journals of the House, viz:

We, the undersigned, being a portion of the committee on Counties, respectfully beg leave to protest against the action of the majority of said committee, in relation to the petitions and remonstrances of the citizens of Logan and De Witt counties.

JAMES M. RUTLEDGE,  
SAMUEL P. GLENN,  
ABNER EADS.

Mr. Boyakin, from the committee on the Judiciary, reported a bill for "An act to amend the law in relation to the securities of guardians;" which was read, and

*Ordered* to a second reading.

Mr. Skinner, from the committee on Finance, to which was referred a Senate bill for "An act for the assessment and collection of revenue for Hancock for 1845, 1846 and 1847," reported the same back, with amendments; which were read and concurred in, and the bill, as amended,

*Ordered* to a third reading.

On motion of Mr. Logan of Sangamon,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title of be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in the amendments of the House.

Mr. Underwood from the committee on the Judiciary, to which was referred a bill for "An act for the relief of the administrators of James Hankins, late collector of Fayette county, deceased," reported the same back with an amendment, as a substitute; which was read and concurred in, and the bill, as amended,

*Ordered* to be engrossed for a third reading.

Mr. Hick, from the committee on Banks and Corporations, to which was referred a Senate bill for "An act to incorporate the Wabash Navigation Company," reported the same back, without amendment, and recommended its passage.

*Ordered*, That the bill be read the third time.

On motion,

The House adjourned.

#### SATURDAY, JANUARY 16, 1847.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Springer.

Mr. Little of Fulton presented the petition of W. J. Taylor and others, to vacate a part of an alley therein named; which, without reading, was, on his motion, referred to a select committee.

*Ordered*, That Messrs. Little of Fulton, Cockle, and Wardlaw, be that committee.

Mr. Thomas of Bureau, presented the petition of certain citizens of Henry county, for attaching half a township of said county to the county of Stark; which, without reading, was, on his motion, referred to the committee on counties.

Mr. Logan of Sangamon, presented the petition of citizens of Madison, Macoupin, Morgan, and Sangamon counties, praying the location of a State road therein named; which, without reading, was, on his motion, referred to the committee on State Roads.

On motion of Mr. Morris,

A call of the House was ordered; when it appeared that Messrs. Cunningham, Eddy, Ela, Kretsinger, Linder, Long, McDowell, O'Conner, Pickering and Shumway, were absent.

On motion of Mr. Wardlaw,

Further proceedings under the call were dispensed with.

Mr. Morton moved to reconsider the vote, taken yesterday, on the motion to lay on the table the bill for "An act to amend the act relative to fees and salaries," and the substitute therefor, reported by the committee on the Judiciary.

On motion of Mr. Skinner,

The motion to reconsider said vote was laid on the table.

Mr. Martin, from the committee on the Penitentiary, to which were referred petitions, praying the abolition of capital punishment in this State, reported, that, in their opinion, capital punishment should not be abolished, and asked to be discharged from the further consideration of the subject.

The question being taken on discharging the committee, it was decided in the affirmative.

Mr. Morris from the committee on the Judiciary, to which was referred a bill for "An act further to provide against collectors speculating in Auditor's warrants, and to increase the value thereof," reported the same back, with amendments; which were read; when,

On motion of Mr. Boyakin,

The bill and amendments were referred to the committee on Finance.

Mr. Skinner, from the committee on Finance, to which was referred a bill for "An act to raise the fees of jurors," reported the same back, with amendments; which were read, and concurred in.

Mr. Thomas of Morgan, moved to postpone indefinitely the further consideration of said bill; which was not agreed to.

Mr. Johnston moved to re-commit the bill to the committee on Finance, with instructions to report such an amendment as will authorize the county courts to fix the pay of jurors at any sum not exceeding one dollar per day.

On motion of Mr. Stickney,

The motion of reference and instructions, were laid on the table.

*Ordered* to be engrossed for a third reading.

Mr. Hick, from the committee on Banks and Corporations, to which were referred the report of the Fund Commissioner and the accompanying documents, together with a special message from the Governor, in reply to a resolution calling on him for information, in reference to the acts and doings of the banks of this State for the last two years, reported the same back, and recommended the printing of all the documents referred to.

Mr. Rutledge moved to print one thousand copies.

Mr. Omelveny moved to print five hundred copies.

Mr. Reynolds moved to print two thousand copies.

Mr. Morris moved to re-commit the papers to the committee on Banks and Corporations, with instructions to print such of the documents as they may deem expedient, the number to be printed not to exceed three thousand.

On motion of Mr. Boyakin,

The motion to re-commit and the proposed instructions were laid on the table.

Mr. Stickney moved to lay the report and documents on the table, and print five thousand copies; which was not agreed to.

Mr. Dawson moved to lay them on the table, and print four thousand copies; which was not agreed to; when,

On motion of Mr. Stickney,

The report and documents were laid on the table, and three thousand copies ordered to be printed.

Mr. Omelveny, from the committee on Engrossed and Enrolled Bills, reported, as correctly engrossed, a bill for "An act further to define the duties of probate justices."

Mr. Marshall, from the committee on Banks and Corporations, to which was referred a bill for "An act to confer certain rights on Mary Ann Hick and the heirs at law of William Hick, deceased," reported the same back, without amendment, and recommended its passage.

*Ordered*, That the bill be engrossed for a third reading.

On motion of Mr. Eddy,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Little of Fulton, from the committee on Engrossed and Enrolled Bills, reported, as correctly enrolled, and this day laid before the Council of Revision, bills entitled

"An act to authorize John Wood to lay out a part of the north west quarter of section eleven, township two south, range nine west, as a burying ground, and to convey the same, or a part thereof, to the Mayor and Aldermen of the city of Quincy, on terms to be mutually agreed upon between the parties;" and

"An act to authorize the county of Pulaski to borrow money."

On motion of Mr. Barber,

The rule was dispensed with, and a resolution submitted by him on the 7th instant, instructing the committee on the Militia to inquire into the expediency of amending the militia laws of this State, so as to make them conform to the recommendations in the Governor's inaugural address, was taken up, and adopted.

On motion of Mr. Reynolds,

The rule was dispensed with, and leave given him to make a report from the select committee, to which was referred the petition of the citizens of Prairie Du Pont, relative to the establishment of a school district; when he reported a bill for "An act forming the village of Prairie Du Pont into a school district;" which was read by the title, and

*Ordered* to a second reading.

On motion of Mr. Eddy,

The rule was dispensed with, and leave given him to make a report from the select committee, to which was referred a bill for "An act to amend 'An act relative to justices of the peace and constables,' approved March 3, 1845;" when he reported said bill back, with an amendment, as a substitute; which was read.

Pending the question on concurring with the committee in their amendment,

On motion,  
The House adjourned.

MONDAY, JANUARY 18, 1847.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Bailey.

Mr. Austin presented the petition of sixty-seven inhabitants of the State of Illinois, praying the abolishment of capital punishment; which, without reading, was, on his motion, referred to the committee on the Penitentiary.

Mr. Little of Fulton, presented the petition of Stephen Alward and Sarah Bohannon, praying the passage of a law to change the names of certain persons therein named; which, without reading, was, on his motion, referred to the committee on change of Names.

Mr. Little of Will, presented the petition of one hundred and eleven citizens of Will and Iroquois counties, praying the formation of a company to improve the navigation of Kankakee and Iroquois rivers, so as to connect them with the Illinois and Michigan canal; which, without reading, was, on his motion, referred to the committee on the Canal and Canal Lands.

Mr. Stark presented the claim of Franklin Butterfield, for compensation for articles furnished the Illinois volunteers, in the late difficulties in Hancock county; which, without reading, was, on his motion, referred to the committee on Claims.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have concurred with the House of Representatives, in the passage of bills, entitled

“An act for the relief of Charles W. Dodd;”

“An act for the benefit of the heirs of James M. Reynolds, deceased;” and

“An act to incorporate Quincy Lodge No. 12, of the Independent Order of Odd Fellows, of the city of Quincy.”

The Senate have also passed a bill, in which they ask the concurrence of the House of Representatives, entitled

“An act to refund money paid by R. M. Young, for the State.”

The Senate have likewise concurred with the House of Representatives in the passage of a bill, entitled “An act concerning the assessment of property, and for the relief of the sheriff of Richland county, for A. D., 1846,” as amended; in their amendment, the Senate ask the concurrence of the House of Representatives.

Mr. Stark presented the claims of John Moffitt and others, for provisions furnished the troops under the command of Brig. Gen. J. J. Hardin, in 1844; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Skinner presented the petition of citizens of Cook county, praying some legislative enactment to provide facilities for giving religious in-



structions to convicts in the State penitentiary; which, without reading, was, on his motion, referred to the committee on the Penitentiary.

Mr. Swing presented the petition of sundry citizens of Mason county, praying the passage of an act to render certain school land therein named, available; which, without reading, was, on his motion, referred to the committee on Education.

Mr. Barber presented the petition of sundry citizens of the counties of Kendall and Grundy, praying the passage of a law consolidating the two counties into one; which, without reading, was, on his motion, referred to the committee on Counties.

Mr. Johnston, from the committee on Education, to which was referred a bill for "An act to authorize the school commissioner of La Salle county to sell a part of section sixteen, township thirty-three north, range three east," reported the same back, with an amendment as a substitute; which was read and concurred in, and the bill, as amended,

*Ordered* to be engrossed for a third reading.

Mr. Boyakin, from the committee on the Judiciary, to which was referred a resolution, instructing said committee to inquire whether the Revised Laws repeal such portions of the law heretofore in force, relative to probate courts, as make them courts of record, &c., made a report on the subject; which was read.

Mr. Boyakin, from the same committee, to which was referred the petition of Leonard White, of Gallatin county, praying the passage of a law to prevent the sale of ardent spirits in certain cases, reported the same back, and asked to be discharged from the further consideration of the subject.

The question being taken on discharging the committee, it was decided in the affirmative.

Mr. Higgins, from the committee on Education, to which was referred the petition of Charles Falvey, asking the right to purchase a certain quarter section of school land, at one dollar and twenty-five cents per acre, reported the same back, and asked to be discharged from the further consideration of the subject.

The question being taken on discharging the committee, it was decided in the affirmative.

On motion of Mr. O'Conner,

The rule was dispensed with, and a Senate resolution providing for the appointment of a joint select committee to examine into the claims of Michael Kennedy, was taken from the orders of the day, read, and concurred in.

*Ordered*, That Messrs. Little of Will, Martin, Barber, Logan of Sangamon, and Eddy, be that committee, and that the Clerk inform the Senate thereof.

Mr. Hick, from the committee on Banks and Corporations, to which was referred a Senate bill for "An act to authorize the construction of a bridge across the Illinois river," reported the same back, without amendment, and recommended its passage.

*Ordered*, That the bill be read a third time.

On motion of Mr. Cockle,

The rule was dispensed with, and the bill read a third time by the title.

Mr. Wardlaw moved to amend the second section of the bill, by striking out the words "seventy-five," and inserting the words "eighty-five."

Mr. Morris moved to lay the proposed amendment on the table; which, was agreed to.

The bill was then read a third time by the title and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. Hick, from the committee on Banks and Corporations, to which was referred a bill for "An act to incorporate the Illinois Literary and Historical Society," reported the same back, with an amendment; which was read, and concurred in, and the bill, as amended,

*Ordered* to be engrossed for a third reading.

Mr. Hick, from the committee on Banks and Corporations, to which was referred a Senate bill for "An act to incorporate the Madison and St. Clair Plank and Rail Road Company," reported the same back, without amendment, and recommended its passage.

*Ordered* to a third reading.

Mr. Skinner, from the committee on Finance, to which was referred a resolution, relative to the expediency of amending the revenue laws, so as to tax lands according to their true valuation, reported the same back, and asked to be discharged from the further consideration thereof.

On motion of Mr. Johnston,

The main question was ordered.

The question being taken upon discharging the committee, it was decided in the affirmative, by yeas and nays, on the demand of Messrs. Boyakin and Casey, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Rock Island, Barber, Blakeman, Bragg, Campbell, Cantrill, Caswell, Chapman, Cockle, Creel, Cummings, Curtis, Dana, Davis, Dawson, Denning, D'Wolf, Eads, Ela, Erwin, Everett, Fry, Gilmore, Glover, Grubb, Hansford, Harrington, Harpole, Hick, Higgins, Janney, Kinney, Kretsinger, Linder, Little of Fulton, Little of Will, Long, McConnel, McDowell, Mann, Martin, Miller, Miner, Morrison of Monroe, Morton, O'Conner, Omelveny, Peirson, Prevo, Randolph, Remann, Reynolds, Robb, Robeson of Woodford, Robinson of Menard, Rutledge, Stanley, Starkweather, Sherman, Skinner, Smith, Stickney, Stookey, Swing, Tappan, Thomas of Bureau, Thomas of Morgan, Tucker, Underwood, Wallace, Wardlaw, Watson, Williams, Wright and Mr. Speaker.—78.

Those who voted in the negative, are,

Messrs. Bailey of Fulton, Boyakin, Boyle, Buckley, Casey, Constant, Cunningham, Enloe, Epperson, Funkhouser, Griffith, Hart, Hayes, Hodges, Huffman, Johnston, Lukins, McLain, Marshall, Oxburn, Stark, Sims, Slocumb, Stokes, Turner, White, Williamson and Wynne.—28.

A message from the Governor, by Mr. Cooley, Secretary of State:

*Mr. Speaker*: I am directed by the Governor to lay before the House of Representatives, a communication in writing.

Mr. Thomas of Morgan, from the committee on Education, to which was referred a Senate bill for "An act to correct and legalize the census

of Tazewell county," reported the same back, without amendment, and recommended its passage.

*Ordered* to a third reading.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the titles be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. Little of Will, from the committee on Canals and Canal Lands, to which were referred a preamble and resolutions, relative to the improvement of the navigation of the Illinois river, made a report on the subject, accompanied with a bill for "An act to incorporate the Illinois Navigation Company."

Mr. Reynolds moved to dispense with the reading of the report, and lay it on the table.

Mr. Cockle moved to amend the motion by adding, "and print two thousand copies."

Mr. Glover proposed to print five hundred copies.

Mr. Denning proposed one thousand copies.

Mr. Boyakin moved to lay the several motions to print on the table; which was not agreed to.

Mr. Erwin proposed to print three thousand copies.

The question was then taken on the motion to print three thousand, and decided in the affirmative.

On motion,

The House adjourned until 2 o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

Mr. Constant moved a call of the House; which was not agreed to.

On motion of Mr. Reynolds,

The rule was dispensed with, and a Senate resolution, relative to the election of an associate justice of the Supreme Court, and a State's Attorney, for the third judicial circuit, was taken up for consideration.

Mr. Reynolds moved to amend the resolution by striking out the words "Saturday the 16th," and inserting "Monday the 18th, at 4 P. M.;" which was agreed to.

The resolution, as amended, was then adopted.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in the amendment of the House.

On motion of Mr. Sims,

The rule was dispensed with, and leave given him to make a report from the select committee, to which was referred the petition of Mary Ann Smart and others; for the sale of certain lands, when he reported a bill for "An act to authorize Mary Ann Smart to sell certain lands;" which was read, and

*Ordered* to a second reading.

On his further motion,

The rule was again dispensed with, and the bill read a second time by the title, and

*Ordered* to be engrossed for a third reading.

On motion of Mr. Sims,

The rule was again dispensed with, and leave given him to make a report from the select committee, to which was referred the petition of John Fox, jr., guardian of the minor heirs of Lucinda Fox, for relief, when he reported a bill for "An act to authorize John Fox to convey certain lands to the individuals therein named;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Janney,

The rule was again dispensed with, and the bill read a second time by the title, and

*Ordered* to be engrossed for a third reading.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have concurred with the House of Representatives in the passage of bills, entitled

"An act to authorize the county of Alexander to borrow money; and

"An act to authorize the county commissioners of Jasper county to borrow money."

The Senate have passed a bill, entitled "An act to incorporate the Bloomingdale Cemetery Association;" in which, they ask the concurrence of the House of Representatives.

The Senate have also concurred with the House of Representatives in their amendment to the resolution of the Senate, concerning the election of an associate justice of the Supreme Court, and a prosecuting attorney for the third judicial circuit; which amendment provides that the two Houses of the General Assembly meet this afternoon at 4 o'clock, for the purpose of such election.

Mr. Katsinger moved that the House resolve itself into committee of the whole, and take into consideration resolutions submitted by him some time since, relative to the pay of the soldiers engaged in the present war with Mexico; which was not agreed to.

On motion of Mr. Reynolds,

The Senate message, informing the House of their non-concurrence in certain, and concurrence in other amendments of the House, to a Senate bill for "An act providing for holding a special term of the circuit court in Massac county," was taken up for consideration.

Mr. Reynolds called for a division of the question, so as to take the vote on each amendment separately.

On motion of Mr. Reynolds,

The House decided on adhering to the amendment to the first section.

On his further motion,

The House agreed to recede from the amendment to the fourth section.

On motion of Mr. Stickney,

The House decided on adhering to the amendment to the fifth section.

On motion of Mr. Reynolds,

The House decided on adhering to the amendment to the sixth section.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence.

A message from the Senate by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have passed bills, herewith presented for the concurrence of the House of Representatives, entitled

"An act to amend chapter 43 of the Revised Statutes, entitled 'Habeas Corpus;'"

"An act to amend chapter 93, of the Revised Statutes, entitled 'Roads;'" and

"An act to provide for forfeited recognizances."

The Senate have concurred with the House of Representatives in their amendments to the bill, entitled

"An act for the assessment and collection of revenue for Hancock county, for 1845, 1846 and 1847."

The Speaker laid before the House a communication from the Governor, transmitting the report of the trustees of the Illinois and Michigan Canal; which was read.

On motion of Mr. Thomas of Morgan,

The communication, together with the report and accompanying documents, was referred to the committee on Canals and Canal Lands.

Mr. Marshall, from the committee on Engrossed and Enrolled Bills, reported, as correctly engrossed, bills entitled

"An act to authorize the legal voters of McHenry county, to elect school directors, and to raise money to build school houses;" and

"An act to prevent trespassing on lands."

A bill for "An act allowing persons arrested on criminal charges to remove the place of examination as therein provided," was read the third time, and passed.

*Ordered*, That the title as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Barber,

A Senate bill for "An act for the relief of Lovel Kimball," was read the first time.

Mr. Glover moved to lay the bill on the table until the fourth of July next.

On motion of Mr. Johnston,

The main question was ordered,

On motion of M. Thomas of Morgan,

The vote just taken on ordering the main question, was reconsidered; when,

The bill, by unanimous consent, was informally passed over for the present.

On motion of Mr. Boyakin,

*Ordered*, That the Clerk inform the Senate that the House of Representatives are now ready to receive them in the Hall of the House, to proceed to the election of an associate justice of the Supreme Court, and a prosecuting attorney for the third judicial circuit.

The Senate, preceded by their Speaker, came into the Hall, and took seats assigned them.

The Speaker of the House of Representatives announced that the two Houses of the General Assembly had convened in joint meeting, for the purpose of electing an associate justice of the Supreme Court, to supply the vacancy occasioned by the resignation of the Hon. Walter B. Scates, and also, a State's Attorney for the third judicial circuit.

Messrs. Cavarly, of the Senate, and Boyakin of the House of Representatives, were appointed tellers.

Mr. Allen, of the Senate, nominated William A. Denning of Franklin county.

Mr. Denning, of the Senate, nominated David J. Baker, of Madison county.

The ballots being counted, it appeared that William A. Denning had received ninety-nine votes, David J. Baker, had received thirty-two votes; scattering ten votes.

Whereupon,

The Speaker of the House of Representatives declared William A. Denning to be duly elected an associate justice of the Supreme Court, and Presiding Judge of the third judicial circuit.

The two Houses then proceeded to the election of a prosecuting attorney for the third judicial circuit.

Mr. Cunningham, of the House of Representatives, nominated Samuel S. Marshall, of Hamilton county.

On motion of Mr. Allen, of the Senate, Mr. Marshall was elected by acclamation.

Whereupon,

The Speaker of the House of Representatives, declared Samuel S. Marshall to be duly elected Prosecuting Attorney, for the third judicial circuit, for the two years next ensuing.

The Senate then withdrew.

The question pending when the Senate came in, on the motion to lay on the table until the 4th of July, the bill for "An act for the relief of Lovel Kimball," was decided in the negative, by yeas and nays, on the demand of Messrs. Glover and O'Conner, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Brown, Bailey of Rock Island, Boyakin, Bragg, Buckley, Campbell, Caswell, Chapman, Creel, Cross, Cummings, Curtis, Dana, Ela, Enloe, Erwin, Everett, Gilmore, Glover, Grubb, Hansford, Hart, Johnston, Little of Fulton, Lukins, McDowell, Mann, Morton, Omelveny, Prevo, Robinson of Menard, Starkweather, Sims, Thomas of Morgan, Turner, Underwood, Wardlaw, Williamson, Wright and Mr. Speaker. - 41.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Fulton, Barber, Blakeman, Boyle, Brown, Cantrill, Casey, Constant, Cunningham, Davis, Dawson, D'Wolf, Eads, Eddy, pperson, Funkhouser, Glenn, Griffith, Harrington, Harpole, Hayes, Hick, Higgins, Hodges, Huffman, Jauncy, Kinney, Kretsinger, Linder, Long, McConnell McLain, Martin, Miller, Miner, Morrison of Monroe, O'Conner, Ozburn, Peirson, Randolph, Remann, Reynolds, Robb, Robe-

son of Woodford, Rutledge, Stanley, Stark, Slocumb, Smith, Stokes, Stookey, Swing, Thomas of Bureau, Tucker, Wallace, White, Wilcox and Wynne.—59.

The bill was then ordered to a second reading.

On motion of Mr. Barber,

The rule was dispensed with, and the bill read a second time by the title.

Mr. O'Conner moved to refer the bill to the committee on Claims; which was not agreed to.

On motion of Mr. Thomas of Morgan,

The bill was referred to the committee on Canals and Canal Lands.

Mr. Skinner moved to dispense with the rule and take up a Senate bill for "An act to refund money paid by R. M. Young, for this State;" which was not agreed to.

Mr. Little of Fulton, from the committee on Engrossed and Enrolled Bills, reported, as correctly enrolled, and this day laid before the Council of Revision, bills of the following titles, viz:

"An act for the benefit of the heirs of James M. Reynolds, deceased;"

"An act to incorporate a Literary and Theological Institute of the Evangelical Lutheran Church of the Far West, to be located in Hillsboro', Montgomery county, Illinois;" and

"An act to incorporate Quincy Lodge No. 12, of the Independent Order of Odd Fellows of the city of Quincy."

On motion,

The House adjourned.

## TUESDAY, JANUARY 19, 1847.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Bergen.

On motion of Mr. Funkhouser,

The reading of yesterday's journal was dispensed with.

On motion of Mr. Starkweather,

The rule was dispensed with, and a bill for "An act to incorporate the Mississippi and Atlantic Railroad company," taken from the orders, read the second time by its title, and referred to the committee on Banks and Corporations.

Mr. Morris moved to dispense with the rule, and take up a Senate bill for "An act to incorporate the Nauvoo and Warsaw Railroad Company;" which was not agreed to.

Mr. Erwin presented the petition of Alexander Anderson, asking pay for services rendered in the Mormon war; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Epperson, presented the petition of three hundred and eighty-six citizens of Putnam and Bureau counties, praying an extension of the lease of a ferry across the Illinois river at Hennepin, on said river; which, without reading, was, on his motion, referred to the committee on State Roads.

Mr. Thomas of Morgan moved to take up the resolutions submitted by him some time since, relative to the revision of the revenue law; which was not agreed to.

On motion of Mr. Huffman.

A call of the House was ordered; when it appeared that the following members were absent, viz:

Messrs. Archer, Boyle, Cockle, Creel, Denning, Eddy, Ela, Fry, Grubb, Harpole, Hart, Higgins, Krietsinger, Logan of Sangamon, McConnel, O'Conner, Omelveny, Pickering, Randolph, Robinson of Menard, Stark, Seehorn, Sherman, Slocumb, Stickney, Tappan, Watson, West, Wilcox, Williamson and Wynne.

On motion of Mr. Boyakin,

Further proceedings under the call were dispensed with.

A bill for "An act to incorporate the Illinois Navigation Company," reported from the committee on Canals and Canal Lands, pending the reading of which the House adjourned yesterday forenoon, coming up in order, it was read, and

*Ordered* to a second reading.

On motion of Mr. Cockle,

The rule was dispensed with, and the bill read the second time by the title, and referred to the committee on Banks and Corporations.

Mr. Skinner, from the committee on Finance, to which was referred a resolution inquiring into the expediency of reducing the fines now imposed by law on hawkers and pedlers, reported the same back, and asked to be discharged from the further consideration of the subject.

The question being taken on discharging the committee, it was decided in the affirmative.

Mr. Marshall, from the committee on Banks and Corporations, to which was referred a bill for "An act to amend 'An act to incorporate the Madison county Ferry Company,'" reported the same back, with an amendment as a substitute; which was read and concurred in, and the bill, as amended,

*Ordered* to be engrossed for a third reading.

Mr. Hick, from the committee on Banks and Corporations, to which was referred the petition of sundry citizens of Lawrence county, praying the passage of an act to legalize the sale of lots in David Price's addition to the town of Russellville, in said county, reported a bill for "An act to legalize the survey of David Price's addition to the town of Russellville, Lawrence county, Illinois;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Wynne,

The rule was dispensed with, and the bill read the second time by the title, and

*Ordered* to be engrossed for a third reading.

Mr. Little of Fulton, from the committee on Claims, to which was referred the petition of H. T. Wilson, asking the payment of a claim therein mentioned, reported the same back, and asked to be discharged from the further consideration of the subject.

The question being taken on discharging the committee, it was decided in the affirmative.

On motion of Mr. Little of Fulton,

Said petition was referred to the committee on the Judiciary, with in-



structions to examine the legal question involved in the subject, and report the same to the House, with such recommendations as the committee may deem proper in the premises.

Mr. Little of Fulton, from the committee on Claims, to which was referred the petition of Patrick Strachan and William D. Scott, praying the passage of a law authorizing the re-issue to them of four State bonds of one thousand dollars each, destroyed by fire, reported a bill for "An act for the relief of Patrick Strachan and William D. Scott;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Sherman,

The rule was dispensed with, and the bill read the second time by the title, and

*Ordered* to be engrossed for a third reading.

Mr. Hick, from the Committee on Banks and Corporations, to which was referred a bill for "An act to amend 'An act to incorporate the city of Alton,' approved, July 10, 1837," reported the same back, without amendment, and recommended its passage.

*Ordered* to be engrossed for a third reading.

Mr. Thomas of Morgan, from the committee on Education, to which was referred a bill for "An act to refund taxes paid on school lands in section 16, township 10 north, range 12 west, and exempting school lands from taxes," reported the same back, with amendments; which were read, and concurred in, and the bill, as amended,

*Ordered* to be engrossed for a third reading.

Mr. Sherman from the committee on Internal Improvements, to which was referred a bill for "An act to authorize the citizens on the Little Wabash to remove the obstructions to the navigation," reported the same back, and recommended its rejection.

On motion of Mr. Griffith,

The bill was referred to a select committee.

*Ordered*, That Messrs. Griffith, Slocumb, and Hayes, be that committee.

Mr. Cockle, from the committee on the Judiciary, to which was referred a bill for "An act for the relief of David Bloom," reported the same back, without amendment, and recommended its passage.

*Ordered*, That the bill be engrossed for a third reading.

Mr. Linder moved to dispense with the rule, and take from the orders a Senate bill for "An act to refund money paid by John Pearson into the State treasury;" which was not agreed to, there being no quorum voting.

Mr. Linder moved a call of the House, which was not agreed to; when,

On motion,

The House adjourned until two o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

On motion of Mr. Morton,

The rule was dispensed with, and leave given him to make a report from the select committee to which was referred a bill for "An act to provide for the sale of a part of the Northern Cross Railroad;" when he reported said bill back, with sundry amendments; which were read.

On motion of Mr. Johnston,

The amendments of the committee to the seventh and eight sections were amended by striking out the words, "Meredosia," so as to leave the termination of the road at the Illinois river, as provided in the original bill.

Mr. Reynolds called for a division of the question, so as to take the vote on the other amendments separately;

Whereupon,

The question was separately taken on concurring with the committee in the other amendments to the bill, and decided in the affirmative.

Mr. Martin moved further to amend the bill, by striking out the seventh, eighth, and twelfth sections.

On motion of Mr. Lukins,

The main question was ordered.

The question then recurring on the amendment proposed by Martin, it was decided in the negative.

*Ordered* That the bill be engrossed for a third reading.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have passed bills, herewith presented for the concurrence of the House of Representatives, entitled

"An act changing the times of holding the circuit courts, in the third judicial circuit;"

"An act to exempt firemen in the city of Galena from serving as jurors."

The Senate have adopted a resolution, also presented for like concurrence, proposing that our Senators and Representatives in Congress be instructed, &c., to effect, if possible, certain changes in existing Post Office Laws and regulations.

Mr. Little of Fulton, from the committee on Engrossed and Enrolled Bills, reported, as correctly engrossed, bills of the following titles, viz:

"An act for the relief of the administrators of the late collector of Fayette county;"

"An act requiring the punctual discharge of duties by the Attorney General and the several State's Attorneys;"

"An act to refund taxes paid on school lands, section 16, township 10 north, range 12 west, in Clark county;"

"An act to raise the fees of grand and petit jurors;"

"An act to authorize John Fox to convey certain lands to the individuals therein named;"

"An act to incorporate the Illinois Literary and Historical Society;" and

"An act to authorize the school commissioner to sell a part of section 16, township 33 north, range three east."

A bill for "An act making appropriations to the individuals named, for subsistence, clothing, forage, and materials furnished to the Illinois militia under the command of Brig. Gen. J. J. Hardin and Major W. B. Warren during the years, 1845 and 1846," was read the third time.

On motion of Mr. Linder,

The main question was ordered.

The question recurring on the passage of the bill, it was decided in the

affirmative, by yeas and nays, on the demand of Messrs. Dawson and Randolph, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Rock Island, Blakeman, Boyle, Brown, Buckley, Caswell, Chapman, Cockle, Constant, D'Wolf, Epperson, Gilmore, Glover, Grubb, Hansford, Harrington, Hayes, Hodges, Huffman, Janney, Kinney, Linder, Little of Fulton, Little of Will, Long, Lukins, McConnel, McLain, Marshall, Martin, Miller, Miner, Morris, Morrison of Hancock, Morton, O'Conner, Prevo, Randolph, Remann, Robb, Roberson of Woodford, Robinson of Menard, Stanley, Stark, Sherman, Skinner, Slocumb, Stickney, Tappan, Thomas of Bureau, Thomas of Morgan, Tucker, Turner, Wallace, Wardlaw, Wilcox, Williams, Wright and Mr. Speaker.—60.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Barber, Boyakin, Bragg, Campbell, Casey, Creel, Cross, Cummings, Cunningham, Curtis, Dana, Davis, Dawson, Eads, Ela, Erwin, Fry, Funkhouser, Glenn, Griffith, Harpole, Hart, Higgins, Johnston, Kretsinger, McDowell, Mann, Morrison of Monroe, Omelveny, Ozburn, Peirson, Reynolds, Rutledge, Shumway, Sims, Smith, Stokes, Stookey, Swing, Underwood, White and Williamson.—44.

Mr. Austin was excused from voting on the passage of the bill.

Mr. Barber asked to be excused from voting, which was not agreed to.

*Ordered*, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Archer moved to dispense with the rule, and take up the resolution, submitted by him some days since, relative to an adjournment, *sine die*, of the General Assembly.

Pending the motion,

The House adjourned until 10 o'clock, to-morrow morning.

### WEDNESDAY, JANUARY 20, 1847.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Dresser.

On motion of Mr. Linder,

The reading of yesterday's journal was dispensed with.

The Speaker announced that, in pursuance of an order adopted by the House last week, this day was set apart for the reception of bills.

On motion of Mr. Omelveny.

*Ordered*, That the bills introduced this day, be severally read the first time by their titles.

Mr. Underwood introduced a bill for "An act to amend the 30th section of the 36th chapter of the Revised Laws of 1845, on Judgments in Ejectment."

Mr. Underwood also introduced a bill for "An act to incorporate Jefferson Lodge No. 7, of the Independent Order of Odd Fellows, of the town of Belleville."

Mr. Sims introduced a bill for "An act to amend the practice act."

Mr. Reynolds introduced a bill for "An act providing for the election of public administrators."

Mr. Turner introduced a bill for "Act concerning certain townships therein named in Cass county."

Mr. Morrison of Hancock, introduced a bill for "An act to regulate the evidence in certain cases, and for other purposes."

Mr. Marshall introduced a bill for "An act in relation to criminal jurisprudence."

Mr. Hart introduced a bill for "An act to repeal the eighth section of the interest law."

Mr. Stickney introduced a bill for "An act to amend 'An act for the relief of the heirs of Tyler D. Hewitt, deceased.'"

Mr. Hayes introduced a bill for "An act to simplify proceedings at law in certain cases."

Mr. Tappan introduced a bill for "An act to vacate a portion of the town plat of Woodburn, in the county of Macoupin."

Mr. Williamson introduced a bill for "An act to investigate and settle the business in the canal office."

Mr. Williamson also introduced a bill for "An act to change the time of holding courts in the second judicial circuit."

Mr. Ela introduced a bill for "An act to incorporate the Hainesville Steam Mill Company."

Mr. Austin introduced a bill for "An act to authorize the Protestant Episcopal Church of this State, to raise a fund for the support of a Bishop, and for other purposes."

Mr. Austin also introduced a bill for "An act to repeal 'An act for the further restriction of imprisonment for debt,' approved Feb. 28, 1845."

Mr. Higgins introduced a bill for "An act to incorporate the Griggsville Cemetery."

Mr. Omelveny introduced a bill for "An act to amend 'An act relative to schools,' approved February 26, 1845."

Mr. Omelveny also introduced a bill for "An act to amend 'An act concerning inclosures,' approved March 3, 1845."

Mr. Omelveny also introduced a bill for "An act relative to surviving partners."

Mr. Glover introduced bill for "An act to amend 'An act in relation to the town of Ottawa.'"

Mr. Erwin introduced a bill for "An act to vacate a certain alley in the town of Rushville, Schuyler county."

Mr. Little of Fulton, introduced a bill for "An act for the relief of the Spoon River Navigation Company."

Mr. Little of Fulton, also introduced a bill for "An act declaring a certain road therein named a State road."

Mr. Little of Fulton, also introduced a bill for "An act to amend the 7th section of 37th chapter of the Revised Statues, concerning elections."

Mr. Curtis introduced a bill for "An act to incorporate the town of Oquawka."

Mr. Thomas of Morgan, introduced a bill for "An act regulating the sale of real estate on execution."

Mr. Thomas of Morgan, also introduced a bill for "An act regulating the terms of courts in the first judicial circuit."

Mr. Thomas of Morgan, also introduced a bill for "An act regulating costs in certain cases."

Mr. Funkhouser introduced a bill for "An act for the benefit of the heirs of George Morris, deceased, late of Effingham county."

Mr. Sherman introduced a bill for "An act to amend 'An act to incorporate the Galena and Chicago Union Rail Road Company,' approved January 16, 1836, and an act to amend the same, approved 4th March, 1837."

Mr. Little of Will, introduced a bill for "An act to incorporate the Grand Lodge of Illinois, of Ancient Free and Accepted Masons."

Mr. Martin introduced a bill for "An act to establish the Alton city court."

Mr. Martin also introduced a bill for "An act further to amend an act entitled 'An act to incorporate the city of Alton,' approved July the 21st, 1837."

Mr. Casey introduced a bill for "An act to amend the Revenue Law."

Mr. Cunningham introduced a bill for "An act to amend the law in relation to bastardy."

The foregoing bills were severally read the first time by their titles, and

*Ordered* to a second reading.

Mr. Peirson introduced a bill for "An act providing for holding a special term of court in the county of McHenry;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Peirson,

The rule was dispensed with, and the bill read the second time by the title, and

*Ordered* to be engrossed for a third reading.

On his further motion,

The rule was again dispensed with, and the bill read the third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Underwood introduced a bill for "An act in relation to the incorporation of Belleville;" which was read by the title, and

*Ordered* to a second reading.

On motion of Mr. Underwood,

The rule was dispensed with, and the bill read the second time by the title, and referred to the committee on Banks and Corporations.

Mr. Underwood also introduced a bill for "An act in relation to the change of names;" which was read by the title, and

*Ordered* to a second reading.

On motion of Mr. Underwood,

The rule was dispensed with, and the bill read the second time by the title, and referred to the committee on Change of Names.

Mr. Morris introduced a bill for "An act to amend the city charter of Quincy;" which was read by the title, and

*Ordered* to a second reading.

Mr. Morris moved to dispense with the rule, and read the bill the second time by the title; which was not agreed to.

Mr. Rutledge introduced a bill for "An act to establish a ferry across the Mississippi river, at the foot of the lower rapids, in Hancock county, Illinois, to the town of Keokuk, in Lee county, Iowa;" which was read.

Mr. Morrison of Hancock moved to lay the bill on the table until the fourth of July; which was not agreed to.

The bill was then ordered to a second reading.

Mr. Boyakin introduced a bill for "An act to establish the Casey Ferry across the Mississippi river;" which was read by the title, and

*Ordered* to a second reading.

On motion of Mr. Boyakin,

The rule was dispensed with, and the bill read the second time by the title; when,

On motion of Mr. Martin,

Said bill was referred to the committee on State Roads.

Mr. Dana introduced a bill for "An act to incorporate the Oregon Bridge Company;" which was read by the title, and

*Ordered* to a second reading.

On motion of Mr. Dana,

The rule was dispensed with, and the bill read the second time by the title, and referred to the committee on State Roads.

Mr. Grubb introduced a bill for "An act authorizing Isaac G. Israel to construct a turnpike road in Pike county;" which was read by the title, and

*Ordered* to a second reading.

On motion of Mr. Grubb,

The rule was dispensed with, and the bill read the second time by the title, and referred to the committee on State Roads.

Mr. Thomas introduced a bill for "An act regulating the sale of the real estate of infants;" which was read by the title, and

*Ordered* to a second reading.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and the bill read the second time by the title, and referred to the committee on the Judiciary.

Mr. Bailey of Rock Island, introduced a bill for "An act to incorporate the Rock Island and Peru Rail Road Company;" which was read by the title, and

*Ordered* to a second reading.

On motion of Mr. Bailey of Rock Island,

The rule was dispensed with, and the bill read the second time by the title, and referred to the committee on Banks and Corporations.

On motion of Mr. Linder,

The rule was dispensed with, and a joint resolution of the Senate, directing the Governor to procure two swords, with suitable devices, and present them to Lieutenants John Pope and Mason Scarritt, for their bravery and noble bearing in the battle of Monterey, were taken from the orders of the day for consideration.

The resolutions having been read, the question was taken on concur-

ring with the Senate in their adoption, and decided, unanimously, in the affirmative.

*Ordered*, That the Clerk inform the Senate thereof.

The question pending last evening, when the House adjourned, on the motion made by Mr. Archer, to take up the resolution submitted by him some days since, relative to an adjournment, *sine die*, of the General Assembly, coming up in its order, was decided in the negative.

A message from the Senate by Mr. Elwood, their Assistant Secretary:

*Mr. Speaker*: The Senate have laid on the table until the 4th of July next, the bill from the House of Representatives, entitled

“An act allowing persons arrested on criminal charges to remove the place of examination, as therein provided.”

The Senate have appointed Messrs. Cavarly and Judd, a committee of Conference on their part, to act (in conjunction with a like committee, which they request the House of Representatives to appoint,) in reference to the disagreeing vote of the two Houses upon amendments proposed to the bill, entitled

“An act providing for holding a special term of the circuit in Massac county.”

On motion of Mr. Hayes,

The rule was dispensed with, and leave given him to introduce the following resolutions; which were read, viz:

*Resolved by the House of Representatives, the Senate concurring herein*, That the State of Illinois is bound by every principle of justice, and a regard to its honor and credit, to make provision for the payment of its debts, and we consider it the fixed policy of the State to provide by all practicable means for the accomplishment of that object.

*Resolved*, That the Governor be requested to open a correspondence with the holders of our internal improvement bonds, for the purpose of ascertaining on what terms they will consent to the funding of our debt, and the emission of new bonds, the State pledging itself to pay one half the interest on the entire debt after the year 18 , at Springfield, the said bond-holders, on their part, consenting to remit arrears of interest, or to a reduction or postponement of the same.

*Resolved*, That we do not deem it politic at present, to increase the tax on property; but all the electors, qualified to vote for delegates to the convention called to amend the Constitution, are hereby recommended to vote at the election for said delegates, for or against the imposition of a poll tax, not exceeding one dollar per head, to cease upon the liquidation of our present State debt, and the proceeds thereof to be applied to the payment of the interest on the aforesaid bonds.

On motion of Mr. Hayes,

The resolutions were referred to a committee of the Whole House, and made the special order of the day for Saturday next, at two o'clock, P. M.

Mr. Underwood moved to dispense with the rule, and take from the orders of the day a bill for “An act to establish district courts in the State of Illinois;” and the question being taken, it appeared there was no quorum voting; when,

On motion of Mr. Funkhouser,  
A call of the House was ordered.

On motion of Mr. Thomas of Morgan,  
Further proceedings under the call were dispensed with.  
The question was then taken on the motion made by Mr. Underwood,  
and decided in the affirmative.

Mr. Martin moved to amend the bill, by striking out all of the third section to the words "by notice in writing," and inserting the following in lieu thereof, viz:

"The Governor of the State of Illinois, whenever he is satisfied that it is essential to preserve law and order, and to put down rebellion and mobs, or combinations to prevent the execution of law, and he shall be further satisfied, that ten or more persons have combined for the commission of murder, of riot, of arson, or a conspiracy, or have advised and encouraged, or aided and assisted in the commission of either of said crimes, shall require."

Also, by striking out, in the fifth and sixth lines of section third, the following words, "to fix upon a time and place of holding said district court within the period aforesaid."

Also, by inserting after the word "notice," in the fifth line of section three, the following words, "the place of holding said court to be designated by the Governor."

On motion of Mr. Thomas of Morgan,  
The proposed amendment was laid on the table.

Mr. Hayes moved to amend the bill, by striking out all the fifth section, after the word "courts," in the third line, and inserting the following, viz:

"The Governor, by the notice in writing mentioned in the third section of this act, shall further notify to the said judge the name of the county or counties in which such rebellion, or mobs, or combinations, may exist, and such district court shall have power to try criminal cases arising in such county or counties, the names of which are so notified, and no other: *Provided*, That, before the said grand jury shall make any presentment of any offences committed in said circuit, they shall inquire whether said county or counties be in such a condition of disorder, that the laws cannot be enforced in said county or counties, by the ordinary tribunals existing therein; and if they shall find such county or counties to be in such a condition as aforesaid, they shall proceed to make their presentments as herein provided; but, if the said grand jury shall find such county or counties not to be in such a condition as aforesaid, they shall make return thereof into court, and the said judge shall thereupon adjourn said district court."

Mr. Thomas of Morgan, moved to lay the proposed amendment on the table, and the question being taken, it appeared there was no quorum voting; when,

On motion of Mr. McDowell,

A call of the House was ordered, and it appeared that the following members were absent, viz:

Messrs. Boyle, Buckley, Dana, Eads, Eddy, Harpole, Higgins, Huffman,



Linder, Logan of Sangamon, Morris, Morrison of Hancock, O'Conuor, Pickering, Skinner, Stickney, Watson and West.

On motion of Mr. Johnston,

Further proceedings under the call were dispensed with.

The question recurring on the motion made by Mr. Thomas of Morgan, to lay the proposed amendment on the table, it was decided in the negative.

On motion of Mr. Thomas of Morgan,

The further consideration of the bill and proposed amendment was postponed until two o'clock, P. M.

On motion,

The House adjourned until two o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

On motion of Mr. Hayes.

A call of the House was ordered; when it appeared that the following members were absent, viz:

Messrs. Bailey of Fulton, Bragg, Brown, Chapman, Cockle, Cross, Curtis, Dana, D'Wolf, Eddy, Ela, Epperson, Everett, Fry, Glenn, Grubb, Hansford, Harrington, Harpole, Hick, Janney, Linder, Little of Fulton, Logan of Sangamon, Long, McLain, Mann, Martin, Morris, Morrison of Hancock, Morrison of Monroe, O'Conner, Omelveny, Ozburn, Pickering, Randolph, Reynolds, Robeson of Woodford, Robinson of Menard, Stark, Seehorn, Sherman, Sims, Slocumb, Stickney, Swing, Tucker, Underwood, Wardlaw, Williams, Williamson and Wynne.

Pending the call, Mr. Sherman, on leave, introduced a bill for "An act to amend an act entitled 'An act to provide for dedication of lots in towns situated on canal lands to public purposes;'" which was read a first time by the title, and

*Ordered* to a second reading.

On his further motion,

The rule was suspended, and the bill read a second time by the title, and referred to the committee on Canals and Canal Lands.

On motion of Mr. Reynolds,

The rule was dispensed with, and a message from the Senate requesting the appointment of a committee of conference on the disagreeing votes on the amendments to a bill for "An act providing for holding a special term of the circuit court in Massac county," was taken up.

The question was then taken on the appointment of a committee on the part of the House, and was decided in the affirmative.

*Ordered*, That Messrs. Reynolds, Cockle, and Thomas of Morgan, be the committee on the part of the House, and that the Clerk inform the Senate thereof.

On motion of Mr. Huffman,

The further proceedings under the call were dispensed with.

The House then resumed the consideration of the amendment proposed

O

by Mr. Hayes to the bill for "An act to establish district courts in the State of Illinois."

On motion of Mr. Robeson of Woodford,

The main question was ordered.

The question recurring on the amendment proposed by Mr. Hayes, it was decided in the affirmative, by yeas and nays, on the demand of Messrs. Thomas of Morgan, and Robb, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Bragg, Campbell, Caswell, Constant, Cross, Cunningham, Dana, Dawson, D'Wolf, Eads, Ela, Enloe, Epperson, Fry, Glenn, Glover, Grubb, Hansford, Harrington, Harpole, Hart, Hayes, Hick, Higgins, Hodges, Kinney, Kretsinger, Linder, Little of Will, Long, Lukins, McConnel, McDowell, McLain, Marshall, Martin, Miller, O'Conner, Ozburn, Peirson, Prevo, Reynolds, Robeson of Woodford, Robinson of Menard, Rutledge, Stanley, Starkweather, Seehorn, Shumway, Sims, Slocumb, Smith, Stokes, Swing, Tappan, Thomas of Bureau, Tucker, Turner, Wallace, Wardlaw, Watson, White, Wilcox, Williamson, Wright, Wynne and Mr. Speaker.—74.

Those who voted in the negative, are,

Messrs. Boyakin, Brown, Buckley, Cantrill, Casey, Cockle, Creel, Cummings, Curtis, Davis, Erwin, Funkhouser, Gilmore, Griffith, Huffman, Janney, Johnston, Mann, Morrison of Hancock, Morrison of Monroe, Morton, Randolph, Remann, Robb, Stark, Stookey, Thomas of Morgan, Underwood and Williams.—29.

The question was then taken on ordering the bill to be engrossed and read a third time, and decided in the affirmative, by yeas and nays, on the demand of Messrs. Thomas of Morgan, and Stark, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Barber, Blakeman, Bragg, Campbell, Caswell, Cockle, Constant, Cross, Cummings, Cunningham, Dana, Davis, Dawson, D'Wolf, Eads, Ela, Enloe, Epperson, Erwin, Fry, Glenn, Glover, Grubb, Hansford, Harrington, Harpole, Hart, Hayes, Hick, Higgins, Hodges, Huffman, Janney, Kinney, Kretsinger, Linder, Little of Fulton, Little of Will, Long, Lukins, McConnel, McDowell, McLain, Marshall, Martin, Miller, Miner, Morton, Ozburn, Peirson, Prevo, Reynolds, Robeson of Woodford, Robinson of Menard, Rutledge, Stanley, Starkweather, Seehorn, Sherman, Shumway, Skinner, Slocumb, Stickney, Stokes, Swing, Tappan, Thomas of Bureau, Tucker, Turner, Underwood, Wallace, Wardlaw, Watson, Wilcox, Williams, Williamson, Wright, Wynne and Mr. Speaker.—84.

Those who voted in the negative, are,

Messrs. Boyakin, Brown, Buckley, Cantrill, Casey, Creel, Curtis, Funkhouser, Gilmore, Griffith, Johnston, Mann, Morrison of Hancock, Morrison of Monroe, Omelveny, Randolph, Remann, Robb, Stark, Sims, Smith, Stookey, Thomas of Morgan and White.—24.

On motion of Mr. Linder,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Hick,

The rule was dispensed with, and leave given him to introduce a bill for "An act to extend the time allowed for winding up the affairs of the State Bank of Illinois;" which was read, and

*Ordered* to a second reading.

On his further motion,

The rule was again dispensed with, and the bill read a second time by the title, and referred to the Committee on Banks and Corporations.

On motion of Mr. Linder,

A Senate bill for "An act to refund money paid by John Pearson into the State Treasury," was read the first time, and

*Ordered* to a second reading.

On his further motion,

The rule was dispensed with, and the bill read a second time by the title.

Mr. Linder moved a reference to a select committee of nine.

Mr. Thomas of Morgan, moved its reference to the Committee on the Judiciary.

Mr. Dawson moved its reference to the Committee on Finance.

Mr. Erwin moved to lay the bill on the table.

The question being taken on the motion to lay the bill on the table, it was decided in the negative, by yeas and nays, on the demand of Messrs. Blakeman and Morrison of Monroe, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Rock Island, Blakeman, Buckley, Campbell, Cross, Curts, Dana, Dawson, Erwin, Gilmore, Griffith, Hansford, Hart, Lukins, McLain, Mann, Miner, Morrison of Hancock, Morrison of Monroe, Randolph, Robb, Robeson of Woodford, Skinner, Smith, Stokes, Thomas of Morgan, Tucker, Underwood, Wardlaw, Wilcox and Wright.—31.

Those who voted in the negative, are,

Messrs. Archer, Austin, Bailey of Fulton, Barber, Boyakin, Bragg, Brown, Cantrill, Casey, Caswell, Cackle, Constant, Creel, Cummings, Cunningham, Davis, D'Wolf, Eads, Ela, Enloe, Epperson, Fry, Funkhouser, Glenn, Glover, Grubb, Harrington, Harpole, Hayes, Hick, Higgins, Hodges, Huffman, Janney, Johnston, Kinney, Kretsinger, Linder, Little of Fulton, Little of Will, Long, McConnel, McDowell, Marshall, Martin, Miller, Onelveny, Ozburn, Peirson, Prevo, Remann, Reynolds, Robinson of Menard, Rutledge, Stanley, Starkweather, Sechorn, Shumway, Slocumb, Stickney, Stookey, Swing, Tappan, Thomas of Bureau, Turner, Wallace, Watson, White, Williams, Williamson, Wynne and Mr. Speaker.—72.

The question then recurring on the motion to refer the bill to the committee on the Judiciary, it was decided in the negative.

The question being taken on the motion of reference to the committee on Finance, it was decided in the negative.

The bill was then referred to a select committee of nine.

*Ordered*, That Messrs. Linder, Boyakin, Reynolds, Martin, Boyle, Glover, Wallace, Archer, and Little of Will, be that committee.

On motion of Mr. Peirson,

A Senate bill for "An act to authorize the Governor to pay certain

drafts held by Messrs. Lyon and Howard," was taken from the orders, read, and

*Ordered* to a second reading.

On his further motion,

The rule was dispensed with, and the bill read a second time by the title, and referred to the committee on Finance.

On motion,

The House adjourned.

#### THURSDAY, JANUARY 21, 1847.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Dresser.

On motion of Mr. Hick,

The reading of yesterday's journal was dispensed with.

Mr. Mann presented the petition of sundry citizens of Randolph county, praying for the formation of a new county therein named; which, without reading, was, on his motion, referred to the committee on Counties.

Mr. Mann also presented the petition of James McCormick and others, praying for the formation of a new county out of parts of the counties of Randolph and Jackson; which, without reading, was, on his motion, referred to the committee on Counties.

Mr. Brown presented the petition of J. Bunn, for supplies furnished the Sangamon volunteers, on their expedition to Nauvoo, under the orders of the Governor, in October, 1846; also the claim of Clifford & Co., for supplies furnished to volunteers at Nauvoo, in September, 1846; which, without reading, were, on his motion, referred to the committee on Claims.

Mr. Reynolds presented the proceedings of a public meeting of the citizens of St. Clair county, relative to the improvement of the road from Belleville to St. Louis; which, without reading, was, on his motion, referred to the committee on State Roads.

Mr. Little of Fulton, presented a certain claim for provisions furnished the troops at Nauvoo, in 1846; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Morrison of Hancock, presented the petition of sundry citizens of Hancock county, asking that religious instruction may be given to the convicts in the Penitentiary; which, without reading, was, on his motion, referred to the committee on the Penitentiary.

Mr. O'Conner presented the petition of sundry citizens of La Salle county, praying the formation of a new county out of part of La Salle and Bureau counties; which was read, and, on his motion, referred to the committee on counties.

Mr. Barber presented the remonstrance of one thousand one hundred and seventy-two legal voters of La Salle county, against the several divisions of said county, asked for, or intended to be asked for; which was read, and on his motion, referred to the committee on Counties.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have concurred with the House of Representatives, in the passage of a bill, entitled

"An act making appropriations to the individuals named, for subsistence, clothing, forage, and materials furnished to the Illinois militia, under the command of Brig. Gen. J. J. Hardin and Maj. W. B. Warren, during the years one thousand eight hundred and forty-five and forty-six."

Mr. Tucker presented the petition of sundry citizens of Warren county, asking that religious instructions may be given to the convicts in the Penitentiary; which, without reading, was, on his motion, referred to the committee on the Penitentiary.

Mr. Stanley presented the petition of citizens of the counties of Will and Iroquois, praying the passage of a law establishing a company to improve the navigation of the Kankakee and Iroquois rivers; which, without reading, was, on his motion, referred to the committee on Canal and Canal Lands.

Mr. Smith presented the petition of sundry persons, praying that a charter may be granted the Mississippi and Atlantic Rail Road Company; which, without reading, was, on his motion, referred to the committee on Banks and Corporations.

Mr. McDowell presented the petition of sundry citizens of Fulton county, Illinois, praying for the location of a State road from Canton, Fulton county to Springfield, Sangamon county; which, without reading, was, on his motion, referred to the committee on State Roads.

Mr. Omelveny, from the committee on Engrossed and Enrolled Bills, reported as correctly engrossed, bills of the following titles, to wit:

"An act to authorize Mary Ann Smart to sell certain lands;"

"An act to amend 'An act to incorporate the city of Alton,' approved July 10, 1837;"

"An act to legalize the surveys of David Rice's addition to the town of Russellville, Lawrence county, Illinois;"

"An act for the relief of Patrick Strachan and William D. Scott;"

"An act for the relief of David Bloom;"

"An act to provide for the sale of a part of Northern Cross Rail Road," and

"An act to amend an act entitled 'An act to incorporate the Madison Ferry Company.'"

Mr. Morrison of Hancock, presented the petition of John Wilson and others, asking the payment of a claim therein mentioned; which, without reading, was, on his motion, referred to the committee on the Judiciary.

Mr. Wilcox presented the petition of Elizabeth W. Losey, for an act to authorize her to purchase real estate; which, without reading, was, on his motion, referred to a select committee.

*Ordered,* That Messrs. Wilcox, Cockle and Wallace be said committee.

Mr. Morris presented the petition of the City Council of the city of Quincy and others, asking Quincy to be set off into a separate school district; which, without reading, was, on his motion, referred to the committee on Education.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have concurred with the House of Representatives, in the passage of a bill, entitled

"An act to confer certain rights on Mary Ann Hick and the heirs at law of William Hick, deceased;" they ask the concurrence of the House of Representatives.

Mr. Higgins presented the petition of sixty-four citizens of Pike county, praying an amendment of the license law; which, without reading, was, on his motion, referred to the committee on Finance.

Mr. Morris from the committee on the Judiciary, to which was referred a bill for "An act in relation to attachments," reported the same back, with an amendment as a substitute; which was read and concurred in, and the bill as amended,

*Ordered* to be engrossed for a third reading.

Mr. Hick, from the committee on Banks and Corporations, to which was referred a bill for "An act to repeal the fifteenth chapter of the Revised Statutes," reported the same back, and recommended its rejection.

Mr. Johnston moved to lay the bill on the table; which was not agreed to, by yeas and nays, on the demand of Messrs. Linder and Huffman, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Barber, Boyakin, Bragg, Cantrill, Casey, Caswell, Chapman, Cackle, Cunningham, Eads, Ela, Epperson, Erwin, Fry, Glenn, Glover, Grubb, Hansford, Harrington, Harpole, Hart, Hick, Higgins, Hodges, Johnston, Kinney, Long, McDowell, Marshall, Martin, Miller, Morris, Morton, O'Conner, Omelveny, Ozburn, Peirson, Prevo, Reynolds, Robeson of Woodford, Rutledge, Stanley, Seehorn, Shumway, Stokes, Swing, Thomas of Bureau, Turner, Wallace, White and Mr. Speaker.—53.

Those who voted in the negative, are,

Messrs. Archer, Austin, Bailey of Rock Island, Blakeman, Boyle, Brown, Buckley, Campbell, Constant, Crecl, Cross, Cummings, Curts, Dana, Davis, Dawson, Enloe, Everett, Funkhouser, Gilmore, Griffith, Hayes, Huffman, Janney, Kretsinger, Linder, Little of Fulton, Lukins, McConnel, McLain, Mann, Miner, Morrison of Hancock, Morrison of Monroe, Randolph, Remann, Robb, Robinson of Menard, Stark, Starkweather, Sherman, Skinner, Slocumb, Smith, Stickney, Stookey, Tappan, Thomas of Morgan, Tucker, Underwood, Wardlaw, Watson, Wilcox, Williams, Williamson, Wright and Wynne.—57.

On motion,

The House adjourned until two o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

On motion of Mr. Griffith,

The rule was dispensed with, and leave given him to submit the following resolution; which was read, viz: 2

*Resolved by the House of Representatives, the Senate concurring herein,* That the joint committee on apportionment be and they are hereby requested and instructed to report a bill apportioning the representation of the several counties of this State upon the basis of six thousand for a representative, and eighteen thousand for a senator, varying in both cases as necessity may require in small fractions.

Mr. Johnston moved to amend said resolution by striking out "eighteen" and inserting "twenty-four."

On motion of Mr. Boyakin,

A call of the House was ordered; when it appeared that the following members were absent:

Messrs. Bragg, Constant, Curtis, Fry, Harrington, Kretsinger, Logan of Sangamon, McConnel, Morris, Morrison of Hancock, Morton, O'Conner, Robeson of Woodford, Stark, Seehorn, Sherman, Stickney, Skinner, Turner, Tucker and Williamson.

Mr. Huffman moved to dispense with the further proceedings under the call; which was not agreed to.

Pending the call, Mr. Blakeman, on leave, submitted the following resolution; which was read and adopted, viz:

*Resolved,* That the committee on the militia be, and they are hereby requested to inquire into the situation of the State arms now in the penitentiary; also, if it is not necessary to make some further provision by law, for the safe keeping of the said arms; and that the Warden of the penitentiary be requested to lay before the said committee any information he may have in his possession relative to said arms.

Mr. Morton, on leave, introduced the following resolution; which was read and adopted, viz:

*Resolved,* That the committee on Finance be instructed to inquire into the propriety of changing the law in reference to distributing the laws and journals, so as to require the Secretary to let that job to the lowest responsible bidders, and that they report by bill or otherwise.

Mr. Shumway, on leave, submitted the following resolution; which was read.

*Resolved by the House of Representatives, the Senate concurring herein,* That our Representatives in Congress be requested, and our Senators instructed, to vote for a proposition to amend the United States Constitution in such a manner as to change the tenure by which the Judges of the United States hold their offices, so that hereafter they hold them for a limited period, and not for life.

*Resolved,* That the Governor furnish to each of our members in Congress a copy of this resolution.

Mr. Hayes moved to lay said resolution on the table; which was decided in the negative, by yeas and nays, on the demand of Messrs. Linder and Shumway, as follows:

Those who voted in the affirmative, are,

Messrs. Everett, Hayes, Stookey, Thomas of Morgan, Tucker and Wilcox.—6.

Those who voted in the negative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Boyakin, Boyle, Bragg, Brown, Buck.

ley, Campbell, Cantrill, Casey, Caswell, Chapman, Cockle, Constant, Creel, Cross, Cummings, Cunningham, Curts, Dana, Davis, Dawson, Eads, Eddy, Ela, Enloe, Epperson, Erwin, Funkhouser, Glenn, Gilmore, Griffith, Grubb, Hansford, Harrington, Harpole, Hart, Hick, Higgins, Hodges, Huffman, Janney, Johnston, Kinney, Kretsinger, Linder, Little of Fulton, Little of Will, Long, Lukins, McConnel, McDowell, McLain, Mann, Marshall, Martin, Miller, Miner, Morris, Morrison of Monroe, Morton, O'Conner, Omelveny, Ozburn, Peirson, Prevo, Randolph, Remann, Reynolds, Robb, Robeson of Woodford, Robinson of Menard, Rutledge, Stanley, Starkweather, Seehorn, Shumway, Skinner, Slocumb, Smith, Stickney, Stokes, Swing, Tappan, Thomas of Bureau, Underwood, Wallace, Wardlaw, Watson, White, Williams, Williamson, Wright, Wynne and Mr. Speaker.—100.

The question was taken on the adoption of the resolution, and decided in the affirmative, by yeas and nays, on the demand of Messrs. Linder and Starkweather, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Boyakin, Boyle, Bragg, Brown, Buckley, Campbell, Cantrill, Casey, Caswell, Chapman, Cockle, Constant, Creel, Cross, Cummings, Cunningham, Curts, Dana, Davis, Dawson, Eads, Ela, Enloe, Epperson, Erwin, Funkhouser, Glenn, Gilmore, Glover, Griffith, Grubb, Hansford, Harrington, Harpole, Hart, Hayes, Higgins, Hodges, Huffman, Janney, Johnston, Kinney, Kretsinger, Linder, Little of Fulton, Little of Will, Long, Lukins, McConnell, McDowell, McLain, Mann, Marshall, Martin, Miller, Miner, Morris, Morrison of Monroc, Morton, O'Conner, Omelveny, Ozburn, Peirson, Prevo, Randolph, Remann, Reynolds, Robeson of Woodford, Robinson of Menard, Rutledge, Stanley, Starkweather, Seehorn, Shumway, Skinner, Slocumb, Stickney, Stokes, Swing, Tappan, Thomas of Bureau, Turner, Wallace, Wardlaw, Watson, White, Williams, Williamson, Wright Wynne and Mr. Speaker.—98.

Those who voted in the negative, are,

Messrs. Eddy, Everett, Smith, Stookey, Thomas of Morgan, Tucker and Wilcox.—7.

On motion of Mr. Brown,

Further proceedings under the call were dispensed with.

Mr. Morris moved to lay on the table the amendment proposed by Mr. Johnston to the resolution submitted by Mr. Griffith.

Mr. McDowell moved to lay the resolution and proposed amendment on the table.

Mr. Morton called for a division of the question.

The question recurring on the motion made by Mr. Morris, to lay the proposed amendment on the table, it was decided in the affirmative.

The question was then taken on the motion made by Mr. McDowell, and decided in the negative, by yeas and nays, on the demand of Messrs. Kretsinger, and Robeson of Woodford, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Fulton, Blakeman, Brown, Casey, Caswell, Cockle, Constant, Cunningham, Davis, Dawson, Enloe, Epperson, Fry, Grubb, Hayes, Hick, Hodges, Huffman, Johnston, Kinney,



McDowell, Mann, Martin, Morrison of Hancock, Morrison of Monroe, Omelveny, Ozburn, Prevo, Reynolds, Robeson of Woodford, Stickney, Stookey, Tappan, Thomas of Morgan, Underwood, Watson, Wilcox, Williams, Williamson and Mr. Speaker.—41.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Bailey of Rock Island, Barber, Boyakin, Boyie, Bragg, Buckley, Campbell, Cantrill, Chapman, Creel, Cross, Cummings, Curts, Dana, Eads, Eddy, Ela, Erwin, Funkhouser, Glenn, Gilmore, Glover, Griffith, Hansford, Harrington, Hart, Higgins, Janney, Kretsinger, Linder, Little of Fulton, Little of Will, Long, Lukins, McConnel, McLain, Marshall, Miller, Miner, Morris, Morton, O'Conner, Peirson, Randolph, Remann, Robb, Robinson of Menard, Rutledge, Stanley, Starkweather, Seehorn, Shumway, Skinner, Slocumb, Smith, Stokes, Swing, Thomas of Bureau, Tucker, Turner, Wallace, Wardlaw, Watson, White, Wright and Wynne.—67.

Mr. Bailey of Brown, moved to strike out "six thousand" and insert "six thousand six hundred and sixty-six."

Mr. Reynolds moved to insert eight thousand.

On motion of Mr. Linder,

The proposed amendments were laid on the table.

Mr. Little of Fulton, moved to amend by striking out all after the word "concurring" and inserting the following in lieu thereof:

"That it is the sense of this House, that the joint committee, to which was referred the joint resolution in relation to the apportionment for members of the General Assembly, the said committee act according to the resolution now before them as the standard for such apportionment, varying above or below twenty thousand for a Senator, and eight thousand for a Representative, as in their decision shall be deemed proper in the disposal of the fractions."

Mr. Funkhouser moved to postpone the further consideration of the resolution and amendment until to-morrow morning ten o'clock; which was not agreed to.

On motion of Mr. Morris,

The further consideration of the resolution and proposed amendment was postponed untill to-morrow morning, at ten o'clock.

On motion of Mr. Reynolds,

The rule was dispensed with, and leave given him to submit the following resolution; which was read, and adopted, viz:

*Resolved*, That the Hall of the House be appropriated from four o'clock, this evening, for an exhibition and examination of the pupils of the Illinois Deaf and Dumb Asylum, before the members of the General Assembly; that the Hall shall be occupied by the members of the House and Senate, and ladies who may accompany them, and that the Hall be used for the same purpose to-morrow, from four o'clock, P. M., and that citizens and strangers be permitted to occupy the Hall and attend said exhibition and examination.

On motion of Mr. Martin,

Leave of absence was granted to Mr. D'Wolf for five days.

On motion,

The House adjourned until ten o'clock, to-morrow morning.

FRIDAY, JANUARY 22, 1847.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Barger.

Mr. O'Connor presented the petition of sundry citizens of Bureau county, praying for the formation of a new county therein named; which, without reading was, on his motion, referred to the committee on Counties.

Mr. Gilmore presented the petition of Harley Ives, praying for a charter to keep a ferry across the Mississippi river, at New Boston, in Mercer county, Illinois; which, without reading, was, on his motion, referred to the committee on State Roads.

Mr. Epperson presented the remonstrance of four hundred and twenty-nine legal voters of the county of Bureau against any division of said county; which, without reading, was, on his motion, referred to the committee on Counties.

Mr. O'Conner presented the petition of four hundred and twenty citizens of La Salle county, praying for the formation of a new county therein named; which, without reading, was, on his motion, referred to the committee on Counties.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have passed bills, herewith presented for the concurrence of the House of Representatives, entitled

"An act relative to the guardians of non-resident minor heirs;"

"An act fixing the standard weight of coal;"

"An act to lay out a State road in the counties of Du Page and Kane;"

"An act to amend the 7th section of the 89th chapter of the Revised Statutes;" and

"An act to amend chapter sixteen of the Revised Statutes of this State."

The Senate have concurred with the House of Representatives, in the passage of a bill, entitled

"An act to amend an act in relation to the State Library."

On motion of Mr. Robb,

Leave of absence was granted to Mr. Robinson of Menard for five days.

The House resumed the consideration of the resolution submitted yesterday by Mr. Griffith, relative to the apportionment of representation in the General Assembly.

The question recurring on the amendment proposed by Mr. Little of Fulton.

On motion of Mr. Morris,

A call of the House was ordered; when it appeared that Messrs. Buckley, Casey, Eddy, Johnston, Logan of Sangamon, and Stark, were absent.

On motion of Mr. Shumway,

Further proceedings under the call were dispensed with.

On motion of Mr. Lukins,

The main question was ordered.

The question then recurring on the adoption of the amendment proposed by Mr. Little of Fulton, it was decided in the negative, by yeas and nays, on the demand of Messrs. Cockle and Williamson, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Fulton, Blakeman, Bragg, Brown, Casey, Caswell, Cockle, Constant, Cunningham, Davis, Dawson, Enloe, Epperson, Fry, Hansford, Harpole, Hayes, Higgins, Hodges, Huffman, Johnston, Kinney, Little of Fulton, McDowell, Mann, Morrison of Hancock, Morrison of Monroe, Omelveny, Ozburn, Prevo, Remann, Reynolds, Robeson of Woodford, Starkweather, Sims, Stickney, Stookey, Tappan, Thomas of Morgan, Underwood, Wardlaw, Wilcox, Williams, Williamson and Mr. Speaker.—47.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Bailey of Rock Island, Barber, Boyakin, Boyle, Buckley, Campbell, Cantrill, Chapman, Creel, Cross, Cummings, Curts, Dana, Eads, Ela, Erwin, Everett, Funkhouser, Glenn, Gilmore, Glover, Griffith, Grubb, Harrington, Hart, Hick, Janney, Kretsinger, Linder, Little of Will, Long, Lukins, McConnell, McLain, Marshall, Martin, Miller, Miner, Morris, Morton, O'Conner, Peirson, Randolph, Robb, Rutledge, Stanley, Stark, Seehorn, Sherman, Shumway, Skinner, Slocumb, Smith, Stokes, Swing, Thomas of Bureau, Tucker, Turner, Wallace, Watson, White, Wright and Wynne.—64.

The question was then taken on the adoption of the resolution, and decided in the affirmative, by yeas and nays, on the demand of Messrs. McConnell and Linder, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Rock Island, Barber, Boyle, Brown, Buckley, Campbell, Cantrill, Chapman, Constant, Cross, Cummings, Curts, Dana, Eads, Ela, Erwin, Everett, Funkhouser, Glenn, Gilmore, Glover, Griffith, Grubb, Harrington, Hart, Janney, Kinney, Kretsinger, Linder, Little of Will, Long, Lukins, McConnell, McLain, Marshall, Martin, Miller, Miner, Morris, Morton, O'Conner, Peirson, Randolph, Robb, Rutledge, Stanley, Stark, Seehorn, Sherman, Shumway, Skinner, Slocumb, Smith, Swing, Tappan, Thomas of Bureau, Tucker, Turner, Wallace, Watson, White, Wright and Wynne.—63.

Those who voted in the negative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Blakeman, Boyakin, Bragg, Casey, Caswell, Cockle, Creel, Cunningham, Davis, Dawson, Enloe, Fry, Hansford, Harpole, Hayes, Hick, Higgins, Hodges, Huffman, Johnston, Little of Fulton, McDowell, Mann, Morrison of Hancock, Morrison of Monroe, Omelveny, Ozburn, Prevo, Remann, Reynolds, Robeson of Woodford, Starkweather, Sims, Stickney, Stokes, Stookey, Thomas of Morgan, Underwood, Wardlaw, Wilcox, Williams, Williamson and Mr. Speaker.—47.

Mr. Tucker presented the petition of W. B. Stapp, praying an alteration in the militia law of this State; which, without reading, was, on his motion, referred to the committee on the Militia.

Mr. Janney presented the petition of John Connelly, praying the re-

imbursement of certain moneys advanced by him to the State; which, without reading, was, on his motion, referred to the committee on Claims.

On motion of Mr. Stanley,

The rule was dispensed with, and a bill for "An act to incorporate the Kankakee River Navigation Company," taken from the orders, read the second time by the title, and referred to the committee on Canals and Canal Lands.

On motion of Mr. Cunningham,

The rule was dispensed with, and a bill for "An act to repeal the act incorporating the town of Marion," taken from the orders, read the second time by the title, and

*Ordered* to be engrossed for a third reading.

On motion of Mr. Omelveny,

The rule was dispensed with, and leave given him to make a report from the Select Committee, to which was referred a bill for "An act to protect the interests of orphans and minors, and for other purposes;" when he reported said bill back, with amendments; which were read and concurred in, and the bill as amended,

*Ordered* to be engrossed for a third reading.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and a Senate bill for "An act to incorporate the Wabash Navigation Company," taken from the orders, read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. Morris moved to dispense with the rule and take from the orders, a Senate bill for "An act to incorporate the Nauvoo and Warsaw Rail Road Company;" which was not agreed to.

On motion of Mr. Casey,

A communication from the Secretary of State, transmitting letters from Monsieur Vattermare, and Wiley & Putnam, relative to an exchange of the productions of nature, art, and mind; and, also, furnishing the British Museum with records, statutes, and other public documents of the State, was taken from the table, and referred to the committee on the State Library.

On motion,

The House adjourned until 2 o'clock, P. M.

two o'clock, P. M.

House met pursuant to adjournment.

On motion of Mr. Little of Will,

The rule was dispensed with, and leave given him to make a report from the committee on Canals and Canal Lands, to which was referred the communication from the Governor, transmitting the report of the trustees of the Illinois and Michigan Canal with the accompanying documents, reported the following resolution, viz:

*Resolved*, That there be printed, for the use of both branches of the

General Assembly, two thousand copies of the entire report of the Board of Trustees of the Illinois and Michigan Canal, and one thousand copies of the report of the State Trustee.

The question being taken on the adoption of the resolution, it was decided in the affirmative.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Archer,

The rule was dispensed with, and leave given him to make a report from the committee on State Roads, to which was referred a bill for "An act to incorporate the Oregon Bridge Company;" when he reported said bill back, with an amendment; which was read and concurred in, and the bill, as amended,

*Ordered* to be engrossed for a third reading.

A bill for "An act to vacate a part of the town of Wilkesboro', in McLean county," was read the third time, and passed.

On motion of Mr. Thomas of Morgan,

The title of the bill was amended, so as to read "An act to provide for vacating town plats."

*Ordered*, That the title be as amended, and that the Clerk inform the Senate of the passage of said bill, and ask their concurrence therein.

A bill for "An act in relation to the town of Ottawa," coming up on its third reading,

On motion of Mr. Glover,

Said bill was re-committed to the committee on Banks and Corporations,

A bill for "An act to amend the twelfth section of the act entitled 'An act to establish and maintain common schools,' approved February 26th, 1845," was read the third time.

On motion of Mr. Casey,

The bill was amended by striking out "trustees," and inserting "directors."

On motion of Mr. Underwood,

The vote just taken on the adoption of the amendment proposed by Mr. Casey, was reconsidered.

The question then recurring on the amendment proposed by Mr. Casey, it was decided in the negative.

The bill was then passed, by yeas and nays, on the demand of Messrs. Higgins and Boyakin, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Boyakin, Cantrill, Casey, Caswell, Chapman, Cockle, Constant, Creel, Cross, Cummings, Cunningham, Curtis, Dana, Davis, Dawson, Eads, Ela, Enloe, Erwin, Everett, Fry, Funkhouser, Glenn, Glover, Griffith, Grubb, Hansford, Harpole, Hart, Hayes, Hick, Hodges, Janney, Johnston, Kinney, Linder, Little of Fulton, Little of Will, Long, Lukins, McConnell, McDowell, McLain, Mann, Marshall, Morrison of Monroe, Morton, O'Conner, Omelveny, Ozburn, Prevo, Randolph, Remann, Reynolds, Robb, Robeson of Woodford, Rutledge, Stanley, Stark, Starkweather, Seehorn, Sherman, Shumway, Sims, Slocumb, Smith, Stokes, Stookey, Tappan, Thomas of Bureau, Turner, Underwood, Wal-

lace, Watson, White, Wilcox, Williamson, Wright, Wynne and Mr. Speaker.—86.

Those who voted in the negative, are,

Messrs. Bragg, Buckley, Campbell, Harrington, Higgins, Huffman, Miller, Miner, Peirson, Thomas of Morgan, Tucker, Wardlaw, and Williams.—13.

A bill for "An act to incorporate the Boston and Elizabeth Mining Company, of South Illinois," was read a third time; when,

Mr. Cunningham moved to amend said bill by adding the following as an additional section.

"*Provided*, That the private property of individual stock holders shall be held liable for all debts and responsibilities incurred by this incorporation."

Mr. Kretsinger moved to amend the proposed amendment by adding the following:

"The Legislature shall have the power, at any time to alter, modify, or repeal this act."

The question being taken on the amendment proposed by Mr. Kretsinger, it was decided in the negative.

The question was then taken on the amendment proposed by Mr. Cunningham, and decided the negative.

On motion of Mr. Sherman,

The bill was amended by striking out "three thousand," in the first section, and inserting "twelve hundred and eighty, in lieu thereof."

The bill, as amended, was then passed.

*Ordered*, That the title, be as aforesaid; and that the Clerk inform the Senate thereof, and ask their concurrence therein.

A bill for "An act requiring the punctual discharge of duties by the Attorney General, and the several States Attorneys," was read the third time.

Mr. Stickney moved to amend the bill, by striking out the words "nor more than twenty-five."

On motion of Mr. Erwin,

The proposed amendment was laid on the table.

The bill was then passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Linder moved to dispense with the rule, in order to make a report from a Select Committee; which was not agreed to.

A bill for "An act vacating certain State roads, and to establish certain roads," was read the third time, and, on motion of Mr. Archer, re-committed to the committee on State Roads.

A bill for "An act to prevent trespassing on lands," was read the third time; when,

On motion of Mr. Cockle,

The main question was ordered.

The question recurring on the passage of the bill, it was decided in the negative, by yeas and nays, on the demand of Messrs. Linder and Underwood, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Brown, Campbell, Caswell, Cockle, Cummings, Dana, Ela, Epperson, Everett, Glenn, Gilmore, Glover, Hansford, Kinney, Kretzinger, Little of Fulton, Little of Will, Lukins, Martin, Miner, Morrison of Hancock, Morton, Peirson, Randolph, Reynolds, Robeson of Woodford, Stark, Starkweather, Skinner, Smith, Stickney, Tappan, Thomas of Bureau, Thomas of Morgan, Turner, Underwood, Wallace, Wardlaw, Wilcox, Williams and Williamson.—47.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Boyakin, Boyle, Bragg, Buckley, Cantrill, Casey, Chapman, Constant, Creel, Cross, Cunningham, Curts, Davis, Dawson, Eads, Enloe, Erwin, Funkhouser, Griffith, Grubb, Harpole, Hart, Hayes, Hick, Higgins, Hodges, Huffman, Janney, Johnston, Linder, Long, McConnel, McDowell, McLain, Mann, Marshall, Miller, Morrison of Monroe, O'Conner, Omelveny, Ozburn, Prevo, Remann, Robb, Rutledge, Stanley, Seehorn, Shumway, Sims, Slocumb, Stokes, Stookey, Swing, Tucker, Watson, White, Wright, Wynne and Mr. Speaker.—60.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

A bill for "An act to amend the law in relation to paupers," was read the third time.

The question being taken on the passage of the bill, it was decided in the negative.

A bill for "An act to incorporate the Illinois Literary and Historical Society," was read the third time.

Mr. Linder moved to amend the bill, by adding the following as an additional section, viz:

"That whenever the public good shall require it, the Legislature shall have the power to repeal this act, and nothing herein contained shall be so construed as to authorize the said corporation to issue bank paper."

On motion of Mr. Everett,

The proposed amendment was laid on the table.

The bill was then passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

A bill for "An act to raise the fees of grand and petit jurors," was read the third time.

Mr. Boyakin moved to postpone indefinitely the further consideration of the bill.

On motion of Mr. McLain,

The main question was ordered,

The question then recurring on the motion made by Mr. Boyakin, it was decided in the negative.

The question was then taken on the passage of the bill and decided in the affirmative, by yeas and nays, on the demand of Messrs. Lukins and Linder, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Bailey

of Rock Island, Barber, Blakeman, Boyle, Bragg, Brown, Buckley, Campbell, Cantrill, Casey, Caswell, Chapman, Cockle, Constant, Cross, Cummings, Cunningham, Curtis, Dana, Davis, Dawson, Eads, Ela, Epperson, Erwin, Everett, Glenn, Gilmore, Glover, Griffith, Grubb, Hansford, Harrington, Harpole, Hart, Hayes, Hick, Higgins, Hodges, Huffman, Janney, Johnston, Kinney, Kreisinger, Linder, Little of Fulton, Long, Lukins, McConnel, McDowell, McLain, Mann, Marshall, Martin, Miller, Miner, Morris, Morrison of Hancock, Morrison of Monroe, Morton, O'Conner, Omelveny, Ozburn, Peirson, Remann, Reynolds, Robb, Robeson of Woodford, Rutledge, Stanley, Stark, Starkweather, Seehorn, Sherman, Shumway, Sims, Skinner, Stickney, Stookey, Swing, Tappan, Thomas of Bureau, Tucker, Turner, Underwood, Wallace, Wardlaw, Watson, White, Wilcox, Williams, Williamson, Wright, Wynne and Mr. Speaker.—99.

Those who voted in the negative, are,

Messrs. Boyakin, Creel, Prevo, Slocumb, Smith, Stokes and Thomas of Morgan.—7.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

Bills of the following titles were severally read the third time, and passed, viz:

"An act to preserve the evidence of land sold on execution, and the redemption thereof from such sale;"

"An act for the benefit of Daniel Linder, of Coles county;"

"An act further to define the duties of Probate Justices;"

"An act to authorize the legal voters of McHenry county to elect school directors, and to raise money to build school houses;"

"An act to refund taxes paid on school lands, section 16, township 10 north, range 12 west, in Clark county;"

"An act for the relief of the administrators of the collector of Fayette county;" and

"An act to authorize John Fox to convey certain lands to the individuals therein named."

*Ordered*, That the titles be severally as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Little of Fulton, from the committee on Engrossed and Enrolled Bills, reported, as correctly enrolled, and this day laid before the Council of Revision, bills of the following titles, viz:

"An act for the relief of Charles W. Dodd;" and

"An act making appropriations to the individuals named, for subsistence, clothing, forage, and materials furnished to the Illinois militia under the command of Brig. Gen. J. J. Hardin, and Maj. W. B. Warren, during the years 1845 and 1846."

On motion,

The House adjourned until 10 o'clock, to-morrow morning.



SATURDAY, JANUARY 23, 1847.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Springer,

Mr. Little of Fulton presented the claim of William S. Wallace for medical attendance upon the Hon. William Hendry, deceased; which, without reading, was, on his motion referred to the committee on Claims.

Mr. Robb presented the petition of a number of legal voters, citizens of McLean county, praying the passage of a law to prevent the killing of wild deer at certain seasons of the year therein mentioned; which, without reading, was, on his motion, referred to a select committee.

*Ordered*, That Messrs. Robb, Hart and Griffith be said committee.

Mr. O'Conner presented the petition of sundry citizens of Bureau county, praying for the formation of a new county therein named; which, without reading, was, on his motion, referred to the committee on Counties.

Mr. Brown presented the petition of seventy-one of the legal voters of Athens precinct, asking that the law giving said precinct an additional justice of the peace and constable, be so changed as to enable all the voters of said precinct to vote for said additional justice of the peace and constable; which, without reading, was, on his motion, referred to the committee on the Judiciary.

Mr. Kretsinger presented the petition of the members of the bar of the county of Boone, praying that said county may be attached to, and form a part of the ninth judicial circuit of this State; which, without reading, was, on his motion, referred to a select committee of one from each county in the circuit.

*Ordered*, That the members from the sixth judicial circuit be said committee.

Mr. Little of Fulton, from the committee on Engrossed and Enrolled Bills, reported as correctly engrossed, bills of the following titles, viz:

"An act to incorporate the Oregon Bridge company," and

"An act in relation to attachments."

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have passed a bill, entitled, "An act to improve the roads in the Illinois bottom;" in which, they ask the concurrence of the House of Representatives.

The Senate have concurred with the House of Representatives in the passage of a bill entitled, "An act in relation to assessment of taxes in St. Clair county."

The Senate have also concurred with the House of Representatives, in the adoption of their resolution, instructing our Senators, &c., to vote for a proposition to amend the constitution of the United States, by which the tenure of the officers of the Federal Judiciary may be limited.

The question pending when the House adjourned some days since, on ordering a bill for "An act to repeal the fiftieth chapter of the Revised Statutes," to be engrossed for a third reading, came up in its order; when,

On motion of Mr. Erwin,

A call of the House was ordered, and it appeared that the following members were absent, viz:

Messrs. Cross, Dana, Eddy, Enloe, Fry, Hayes, Logan of Sangamon, Long, Morton, Pickering, Stickney, Turner, Underwood, and Wilcox.

Mr. Linder moved to dispense with further proceedings under the call; which was not agreed to.

After proceeding therein for some time,

Mr. Wynne moved to dispense with further proceedings under the call; which was not agreed to.

Pending the call, Mr. Little of Fulton, asked leave to make a report from a select committee; which was not agreed to, when,

On motion of Mr. Linder,

Further proceedings under the call were dispensed with.

On motion of Mr. Linder,

The rule was dispensed with, and leave given him to make a report from the select committee, to which was referred a Senate bill for "An act to refund money paid to John Pearson into the State Treasury;" when he reported the same back, without amendment and recommended its passage.

The bill was accompanied by a report, which was read.

Mr. Thomas of Morgan, called for the reading of the petition accompanying the bill.

Objections being made, the question was taken on ordering the petition to be read, and decided in the affirmative.

Mr. Thomas of Morgan, moved to refer the bill and petition, with the report of the select committee, to the committee, on the Judiciary, with instructions to give the committee power to send for persons and papers for the purpose of ascertaining the truth of the matters stated in the petition.

On motion of Mr. Morris,

The motion of reference and the proposed instructions were laid on the table, by yeas and nays, on the demand of Messrs. Thomas of Morgan, and Smith, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Fulton, Barber, Boyakin, Boyle, Bragg, Cantrill, Casey, Cockle, Creel, Cummings, Cunningham, Curts, Davis, Eads, Ela, Enloe, Epperson, Erwin, Everett, Fry, Glenn, Griffith, Grubb, Harrington, Harpole, Hart, Hayes, Hick, Hodges, Janney, Johnston, Kinney, Kretsinger, Linder, Little of Will, Marshall, Martin, Miller, Morris, O'Conner, Omelveny, Ozburn, Peirson, Prevo, Reynolds, Robeson of Woodford, Rutledge, Stanley, Seehorn, Sherman, Shumway, Slocumb, Stickney, Swing, Tappan, Thomas of Bureau, Wallace, Williams, Wright, Wynne and Mr. Speaker.—62.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Brown, Bailey of Rock Island, Blakeman, Brown, Buckley, Campbell, Caswell, Cross, Dana, Dawson, Gilmore, Hansford, Higgins, Huffman, Lukins, McDowell, McLain, Mann, Miner, Morrison of Monroe, Randolph, Remann, Robb, Stark, Skinner, Smith, Stokes, Stookey, Thomas of Morgan, Tucker, Underwood, Wardlaw, Wilcox and Williams.—35.

On motion of Mr. Linder,

The main question was ordered.

The question was then taken on ordering the bill to a third reading, and decided in the affirmative, by yeas and nays, on the demand of Messrs. McLain and Cross, as follows:

Those who voted in the affirmative, are,

Messrs. Barber, Boyakin, Boyle, Bragg, Cantrill, Casey, Cockle, Creel, Cummings, Cunningham, Davis, Eads, Ela, Enloe, Epperson, Fry, Glenn, Grubb, Harpole, Hart, Hayes, Hick, Hodges, Janney, Johnston, Kinney, Kretsinger, Linder, Little of Will, Marshall, Martin, Miller, Morris, O'Conner, Omelveny, Ozburn, Prevo, Reynolds, Robeson of Woodford, Rutledge, Stanley, Starkweather, Seehorn, Sherman, Shumway, Slocumb, Stickney, Swing, Thomas of Bureau, Williamson, Wynne and Mr. Speaker.—52.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Brown, Bailey of Fulton, Bailey of Rockland, Blakeman, Brown, Buckley, Campbell, Caswell, Constant, Cross, Curts, Dana, Dawson, Erwin, Gilmore, Griffith, Hansford, Harrington, Higgins, Huffman, Little of Fulton, Lukins, McDowell, McLain, Mann, Miner, Morrison of Monroe, Peirson, Randolph, Remann, Robb, Stark, Skinner, Smith, Stokes, Stookey, Tappan, Thomas of Morgan, Tucker, Underwood, Wardlaw, Wilcox, Williams and Wright.—45.

Mr. Austin was excused from voting on the question.

On motion of Mr. Cunningham,

Leave of absence was granted to Mr. White until Tuesday next.

On motion of Mr. Thomas of Morgan,

Leave of absence was granted to Mr. Morton for one week.

On motion,

The House adjourned until ten o'clock, on Monday morning.

### MONDAY, JANUARY 25, 1847.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Bailey.

On motion of Mr. Morris,

*Resolved*, That the Hon. John M. Ruddle is duly elected a Representative in this Legislature, from the county of Adams, and that he be admitted and qualified as such.

Mr. Ruddle came forward, was qualified, and took his seat.

Mr. Williams presented the petition of sundry citizens of Tazewell county, praying that a part of said county may be attached to the county of Woodford; which, without reading, was, on his motion, referred to the committee on Counties.

Mr. Barber presented the remonstrance of John Hendrix and others, against granting another ferry over the Illinois river near La Salle or Peru; which, without reading, was, on his motion, referred to the committee on State Roads.

Mr. Eddy presented the petition of sundry citizens of Gallatin county,

praying for a division of said county; which, without reading, was, on his motion, referred to the committee on Counties.

Mr. Robeson of Woodford, presented the petition of sundry citizens of Woodford county, praying that a part of Tazewell county may be added to the county of Woodford; which, without reading, was, on his motion, referred to the committee on Counties.

Mr. Logan of Jackson, presented the petition of sundry citizens of Jackson and Randolph counties, praying for the formation of a new county therein named; which, without reading, was, on his motion, referred to the committee on Counties.

Mr. Mann presented the petition of John A. Wilson and others, to the number of twelve hundred and sixty-six citizens of Randolph county, praying the passage of a law granting the privilege of a relocation of the county seat of said county, in the manner set forth in said petition; which, without reading, was, on his motion, referred to a select committee.

*Ordered*, That Messrs. Mann, Omelveny, and Morrison of Monroe be that committee.

Mr. Mann also presented the petition of M. E. Ferris and others, to the number of one hundred and four, praying that religious instruction may be furnished the convicts in the penitentiary; which, without reading, was, on his motion, referred to the committee on the Penitentiary.

Mr. Little of Fulton, presented the petition of citizens of Fulton county, praying for the appropriation of a part of the fees allowed clerks for marriage license, to the school fund; which, without reading, was, on his motion, referred to the committee on Education.

Mr. Little of Fulton, also presented the claims of sundry persons for services rendered and articles furnished in the Mormon war in 1846;" which, without reading, was, on his motion, referred to the committee on Finance.

Mr. McLain presented the petition of divers citizens of Russellville, Lawrence county, praying for a repeal of the law regulating marriage license, for reasons therein named; which, was read.

Mr. Everett moved to lay said petition on the table until the fourth of July.

Mr. Cunningham moved to refer said petition to the committee on Salines.

Mr. McLain moved its reference to the committee on Canal and Canal Lands.

Mr. Wynne moved its reference to the committee on Federal Relations.

The question was then taken on the motion to lay on the table until the fourth of July, and decided in the affirmative.

Mr. Cross presented the petition of citizens of Winnebago county, praying that the Judge of the sixth Judicial circuit, be removed from office; which was read, and, on his motion, referred to the committee on the Judiciary.

Mr. Wilcox presented the petition of sundry citizens of Pekin praying for the location of a State road therein named; which, without reading, was on his motion, referred to the committee on State Roads.

Mr. Wilcox also presented the petition of sundry citizens of Pekin, praying for an act to incorporate a company for the purpose of keeping a

ferry across the Illinois river at said town; which, without reading, was, on his motion, referred to the committee on Banks and Corporations.

Mr. Peirson presented the petition of five hundred and fifty citizens of McHenry county, praying for a special term of court, or that a longer time may be allowed for holding the circuit court in said county; which, without reading, was, on his motion, referred to the committee on the Judiciary.

The question pending some days since, when the House adjourned, on ordering a bill for "An act to repeal the fifteenth chapter of the Revised Statutes," to be engrossed for a third reading, coming up in its regular order.

Mr. Cantrill moved a call of the House; which was not agreed to.

On motion of Mr. Cockle,

The main question was ordered.

The question then recurring on ordering the bill to be engrossed for a third reading, it was decided in the affirmative, by yeas and nays, on the demand of Messrs. Cantrill and Tappan, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Rock Island, Blakeman, Buckley, Campbell, Caswell, Constant, Creel, Cross, Cummings, Curtis, Dana, Davis, Dawson, Eddy, Enloe, Everett, Funkhouser, Glenn, Gilmore, Hayes, Hufman, Kretsinger, Linder, Little of Fulton, Logan of Jackson, Lukins, McConnel, McLain, Mann, Miner, Morrison of Hancock, Morrison of Monroe, Remann, Ruddle, Robb, Stark, Starkweather, Sherman, Skinner, Slocumb, Smith, Stickney, Stokes, Stookey, Tappan, Thomas of Morgan, Tucker, Underwood, Wardlaw, Watson, West, Wilcox, Williams, Williamson, Wright and Wynne.—59.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Barber, Boyakin, Bragg, Cantrill, Casey, Chapman, Cockle, Cunningham, Ela, Erwin, Fry, Glover, Grubb, Hansford, Harrington, Harpole, Hart, Hick, Higgins, Hodges, Janney, Johnston, Kinney, Long, McDowell, Marshall, Martin, Miller, Morris, Omelveny, Ozburn, Peirson, Prevo, Reynolds, Robeson of Woodford, Rutledge, Seehorn, Shumway, Sims, Swing, Thomas of Bureau, Wallace and Mr. Speaker.—45.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have concurred with the House of Representatives in the passage of a bill, entitled,

"An act allowing persons arrested on criminal charges to remove the place of examination, as therein provided," as amended.

In the amendments of the Senate, I am directed to ask the concurrence of the House of Representatives.

The Senate have ordered, that 5,000 copies of the communication from the Governor, transmitting the report to him of the Secretary of State, as superintendent of common schools, be printed for the use of the General Assembly.

Mr. Thomas of Morgan, from the committee of Conference appointed upon the disagreeing votes of the two Houses, upon the Senate bill for "An act to provide for holding a special term of the circuit court of Massac county," reported that the committee had agreed that the Senate

should recede from their disagreeing votes upon the amendments of the House to said bills.

Mr. Cockle from the committee on Public Grounds and Public Buildings, to which was referred a Senate bill for "An act to authorize the repairing of the Governor's House," reported the same back, without amendment, and recommended its passage.

*Ordered*, That the bill be read a third time.

Mr. Little of Will, from the committee on Canal and Canal lands, to which was referred a Senate bill for "An act to pay the balance due canal contractors," reported the same back without amendment, and recommended its passage.

*Ordered* That the bill be read a third time.

A message from the Senate, by Mr. Elwood, their Assistant Secretary:

*Mr. Speaker*: The Senate have passed bills herewith presented for the concurrence of the House of Representatives, entitled:

"An act to legalize a certain conveyance therein named;" and

"An act to authorize the trustees of the Pittsfield Academy, in Pike county, Illinois, to sell said Academy, and a lot of land."

Mr. Archer, from the committee on State Roads, to which was referred a bill for "An act to incorporate the St. Clair Turnpike Company," reported the same back, with an amendment as a substitute; which was read.

Mr. Kretsinger moved to amend the substitute by adding an additional section, as follows:

"The Legislature shall have the power at any time, to alter, modify, or repeal this act."

Mr. Stookey moved to lay the proposed amendment on the table; which was decided in the affirmative, by yeas and nays, on the demand of Messrs. Kretsinger and Huffman, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Buckley, Campbell, Caswell, Chapinan, Cockle, Constant, Creel, Cross, Cummings, Curts, Dana, Davis, Eddy, Ela, Everett, Funkhouser, Glenn, Gilmore, Glover, Grubb, Higgins, Huffinan, Janney, Kinney, Linder, Little of Fulton, Little of Will, Logan of Jackson, Lukins, McConnel, McDowell, McLain, Mann, Marshall, Martin, Miller, Miner, Morrison of Monroe, Omelveny, Ozburr, Peirson, Prevo, Remann, Reynolds, Ruddle, Robb, Robeson of Woodford, Stark, Starkweather, Seehorn, Sherman, Sims, Skinner, Slocumb, Smith, Stokes, Stookey, Swing, Tappan, Thomas of Bureau, Thomas of Morgan, Tucker, Underwood, Wallace, Wardlaw, Watson, West, Wilcox, Williams, Williamson, Wright and Wynne.—79.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Boyakin, Cantrill, Casey, Cunningham, Griffith, Harrington, Harpole, Hart, Hayes, Hick, Hodges, Johnston, Kretsinger, Rutledge, Shumway and Mr. Speaker.—17.

Mr. Boyakin moved to re-commit the bill and proposed substitute to the committee on State Roads, with the following instructions:

"To strike out so much as authorizes the erection of a toll gate when said road is completed one and a half miles only, and add a proviso to

prevent said company from charging and collecting toll from the citizens of other counties and strangers generally, while the citizens of St. Clair county are allowed to pass the gates thereon free of the same."

Mr. Linder moved to amend the proposed instructions, by adding the following:

"That said committee be further instructed to so amend said bill as to compel said company to take eggs and poultry in pay for tolls, according to their value in 'ordinary times.'"

On motion of Mr. McLain,

The motion of reference and proposed instructions were laid on the table.

The question was then taken on concurring with the committee in their amendment, and decided in the affirmative.

The question recurring on ordering the bill to be engrossed for a third reading, it was decided in the affirmative, by yeas and nays, on the demand of Messrs. Boyakin and Cantrill, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Bragg, Campbell, Caswell, Chapman, Cockle, Constant, Creel, Cross, Cummings, Curtis, Dana, Davis, Eddy, Ela, Everett, Fry, Funkhouser, Glenn, Gilmore, Glover, Grubb, Hansford, Hart, Hayes, Hick, Higgins, Hodges, Huffinan, Janney, Kinney, Linder, Little of Fulton, Logan of Jackson, Lukins, McConnell, McLain, Mann, Marshall, Martin, Miller, Miner, Morris, Morrison of Monroe, Osburn, Peirson, Prevo, Remann, Reynolds, Ruddle, Robb, Robeson of Woodford, Stark, Starkweather, Seehorn, Sherman, Sims, Skinner, Slocumb, Smith, Stickney, Stokes, Stookey, Swing, Tappan, Thomas of Bureau, Thomas of Morgan, Tucker, Underwood, Wallace, Wardlaw, Watson, Wilcox, Williams, Williamson, Wright, Wynne and Mr. Speaker.—53.

Those who voted in the negative, are.

Messrs. Boyakin, Cantrill, Casey, Cunningham, Griffith, Harpole, Johnston, Kretsinger and Rutledge.—9.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and the bill read a third time by its title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

A message from the Governor, by Mr. Doyle:

*Mr. Speaker*: I am directed by the Governor to lay before the House of Representative a communication in writing.

On motion,

The House adjourned until two o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

The Speaker laid before the House a communication from the Governor, informing them of a vacancy in the office of associate justice of the Supreme Court, occasioned by the resignation of the Hon. Richard M.

Young; which was read, and, on motion of Mr. Huffman, laid on the table.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have passed a bill, in which they ask the concurrence of the House of Representatives, entitled

"An act to amend an act, entitled 'An act to authorize the supervisor to the village of Cahokia, to lease a part of the commons appertaining to said village,' approved February 17, 1841."

The Senate have also adopted a resolution, herewith presented for the like concurrence; which resolution proposes that the two Houses of the General Assembly meet in the Representatives' Hall, on to-morrow, at 4 o'clock, P. M., for the purpose of electing an associate justice of the Supreme Court, to fill the vacancy occasioned by the resignation of the Hon. R. M. Young.

On motion of Mr. Omelveny,

The rule was dispensed with, and the resolution just received from the Senate, providing for the election of an associate justice of the Supreme Court, to supply the vacancy occasioned by the resignation of Hon. R. M. Young, taken up, read, and concurred in.

*Ordered,* That the Clerk inform the Senate thereof.

Mr. Hayes moved that the House do now resolve itself into committee of the whole, to take into consideration the resolutions submitted by him some days since, relative to the funding of the State debt; which was not agreed to.

Mr. Boyakin moved that the House do now resolve itself into committee of the whole, on the bill for "An act providing for holding a convention to amend the constitution;" which was not agreed to.

Bills of the following titles were severally read the third time, and passed, viz:

"An act to authorize the school commissioner of La Salle county, to sell a part of section sixteen, township thirty-three north, range three east;"

"An act to amend 'An act to incorporate the city of Alton, approved July 10, 1837.'"

"An act to amend an act entitled 'An act to incorporate the Madison Ferry Company;'" and

"An act for the relief of Patrick Strachan and William D. Scott."

*Ordered,* That the titles of the foregoing bills be severally as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in the passage thereof.

On motion of Mr. Sims,

The rule was dispensed with, and a bill for "An act to authorize Mary Ann Smart to sell certain lands," was read a third time and passed.

*Ordered,* That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in the passage thereof.

On motion of Mr. McLain,

The rule was dispensed with, and a bill for "An act to legalize the survey of David Price's addition to the town of Russellville, in Lawrence county, Illinois," was read a third time, and passed.



*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in the passage thereof.

A bill for "An act for the relief of David Bloom," was read a third time, and, on motion of Mr. Kretsinger, re-committed to the committee on the Judiciary.

A bill for "An act in relation to attachments," was read a third time.

Mr. Morris moved to re-commit said bill to the committee on the Judiciary.

Mr. Ela moved to lay said bill on the table until the fourth of July.

The question recurring on the motion to re-commit said bill to the committee on the Judiciary, it was decided in the affirmative.

Mr. Omelveny, from the committee on Engrossed and Enrolled Bills, reported, as correctly engrossed, bills of the following titles, viz:

"An act to repeal the act incorporating the town of Marion;" and

"An act to protect the interest of orphans and minors, and for other purposes."

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have concurred with the House of Representatives, in the adoption of their resolution, proposing that the joint select committee on Apportionment be requested to report a bill, apportioning the representation in the General Assembly of this State, upon the basis of 6,000 for a Representative, and 18,000 for a Senator, as amended in the Senate.

The amendment proposes to strike out "six," and insert "ten," and to strike out "eighteen," and insert "thirty;" in which, I am instructed to ask the concurrence of the House of Representatives.

On motion of Mr. Huffman,

The rule was dispensed with, and a bill for "An act to incorporate the Oregon Bridge Company," read a third time by its title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in the passage thereof.

On motion of Mr. Johnston,

The rule was dispensed with, and a bill for "An act to incorporate the Madison and St. Clair Plank and Rail Road Company," read the third time by its title.

Mr. Underwood moved to amend the bill by inserting the following as an additional section, viz:

"This act shall not be construed as authorizing said road to run further south than one mile from the line between Madison and St. Clair counties."

On motion of Mr. Morris,

The proposed amendment was laid on the table.

The question recurring on the passage of the bill, it was decided in the affirmative, by yeas and nays, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Blakeman, Boyakin, Bragg, Buckley, Campbell, Caswell, Chapman, Cockle, Constant, Creel, Cross, Cummings, Curts, Davis, Dawson, Eddy, Ela, Enloe, Everett, Fry, Funkhouser, Glenn, Gilmore,

Glover, Griffith, Hansford, Harrington, Hart, Hayes, Hick, Higgins, Hodges, Huffman, Janney, Kinney, Linder, Little of Fulton, Little of Will, Logan of Jackson, Long, Lukins, McConnel, McDowell, Marshall, Martin, Miller, Miner, Morris, O'Conner, Omelveny, Ozburn, Peirson, Prevo, Remann, Reynolds, Ruddle, Robb, Robeson of Woodford, Rutledge, Stanley, Stark, Starkweather, Seehorn, Sherman, Slocumb, Smith, Stickney, Stokes, Swing, Tappan, Thomas of Bureau, Thomas of Morgan, Tucker, Turner, Wallace, Wardlaw, West, Wilcox, Williams, Williamson, Wright, Wynne and Mr. Speaker.—88.

Those who voted in the negative, are,

Messrs. Casey, Johnston, Mann, Morrison of Monroe, Sims, Stookey and Underwood.—7.

On motion,

The House adjourned.

## TUESDAY, JANUARY 26, 1847.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Bergen.

On motion of Mr. Boyakin,

The reading of yesterday's journal was dispensed with.

Mr. Wallace presented the petition of sundry citizens of the counties of Whiteside, La Salle, and Lee, praying for the location of a State road therein mentioned; which, without reading, was, on his motion, referred to the committee on State Roads.

Mr. Shumway presented the petition of James Funderburk, a guardian, praying for the enactment of a law authorizing him to sell and convey an undivided interest in land, belonging to a minor therein mentioned; which, without reading, was, on his motion, referred to a select committee.

*Ordered*, That Messrs. Shumway, Wallace, and Swing be that committee.

Mr. Swing presented the petition of four hundred citizens of Logan county, praying that the re-location of their county seat, be referred back to a direct vote of the people; which was read, and on his motion, referred to a select committee of five.

*Ordered*, That Messrs. Swing, Turner, Mann, Grubb and Williamson, be that committee.

Mr. Dana moved to dispense with the rule to enable him to introduce a bill; which was not agreed to.

Mr. Turner presented the claim of George B. Thompson, for ferrying the troops on their expedition to Nauvoo, in 1845; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Reynolds presented the petition of sundry citizens of Sangamon county, praying the passage of a law for the improvement of the breed of sheep; which was read, and, on his motion, referred to the committee on Agriculture and Manufactures.

Mr. Barber presented the petition of one hundred citizens of La Salle county, praying the passage of a law for improving the breed of sheep,

to prevent bucks from running at large; which, without reading, was, on his motion, referred to the committee on Agriculture and Manufactures.

Mr. Caswell presented the petition of Isaac Haven and sixteen others, citizens of Greene county, praying the passage of an act for the improvement of the stock of sheep; which, without reading, was, on his motion, referred to the committee on Agriculture and Manufactures.

Mr. Glover presented the remonstrance of two hundred and forty-four citizens of Bureau county, against the division of the same; which, without reading, was, on his motion, referred to the committee on Counties.

Mr. Swing moved to dispense with the rule to enable him to introduce a resolution; which was not agreed to.

Mr. Hayes, from the committee on Education, reported a bill for "An act making a further provision for the education of the deaf and dumb;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Hayes.

The rule was dispensed with, and the bill read the second time by the title, and

*Ordered* to be engrossed for a third reading.

Mr. Morris, from the committee on the Judiciary, to which was re-committed a bill for "An act for the relief of David Bloom," reported the same back; without amendment, and recommended its passage.

Mr. Thomas of Morgan, moved to amend the bill, by adding the following thereto, viz:

"*Provided, however,* That the said Bloom shall pay all costs incurred in the proceedings had or to be had on the recognizance referred to in this act."

On motion of Mr. Morris,

The proposed amendment was laid on the table.

Mr. Thomas of Morgan, moved to postpone indefinitely the further consideration of the bill.

On motion of Mr. Linder,

The main question was ordered.

The question then recurring on the motion to postpone indefinitely, it was decided in the negative.

The question was then taken on the passage of the bill, and decided in the affirmative, by yeas and nays, on the demand of Messrs. Thomas of Morgan, and Johnston, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Rock Island, Barber, Boyakin, Boyle, Bragg, Caswell, Chapman, Cockle, Constant, Cross, Davis, Dawson, Ela, Enloe, Everett, Fry, Funkhouser, Glenn, Gilmore, Glover, Grubb, Hansford, Harrington, Harpole, Hart, Hick, Higgins, Janney, Johnston, Kinney, Linder, Little of Fulton, Little of Will, Long, McConnel, McDowell, Marshall, Martin, Miller, Morris, Ozburn, Peirson, Ruddle, Robeson of Woodford, Robinson of Menard, Stanley, Starkweather, Seehorn, Sherman, Shumway, Skinner, Slocumb, Stickney, Stookey, Swing, Thomas of Bureau, Tucker, Underwood, Wallace, Watson, West, White, Williamson, Wright and Mr. Speaker.—67.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Fulton, Blakeman, Buckley, Campbell, Casey, Cummings, Cunningham, Curts, Eddy, Erwin, Griffith, Hayes, Hodges, Huffman, Logan of Jackson, Lukins, McLain, Mann, Miner, Morrison of Hancock, Morrison of Monroe, Prevo, Remann, Reynolds, Robb, Rutledge, Sims, Stokes, Tappan, Thomas of Morgan, and Wardlaw.—33.

*Ordered*, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Reynolds, from the committee on Finance, to which was referred a Senate bill, for "An act to authorize the Governor to pay certain drafts held by Messrs. Lyon and Howard," reported the same back, without amendment, and recommended its passage.

*Ordered*, That the bill be read a third time.

Mr. Morris, from the committee on the Judiciary, to which was referred a bill, for "An act to re-organize county commissioners' courts in this State, and to amend the road laws," reported the same back, and recommended its rejection; when,

On motion of Mr. Dawson,

Said bill was laid on the table.

On motion of Mr. Reynolds,

The Senate bill for "An act for the regulation and government of the militia of the State of Illinois," was taken from the table, and referred to the committee on the militia.

Mr. Linder, from the committee on the Judiciary, reported a bill for "An act to amend the practice act;" which was read, and

*Ordered* to a second reading.

Mr. Morris, from the committee on the Judiciary, to which were referred sundry petitions, praying for an increase in the compensation of certain Judges of the Supreme Court, reported the same back, and,

On his motion, said petitions were laid on the table.

Mr. Linder, from the committee on Retrenchment, to which was referred a bill for "An act to regulate the fees and compensation of the officers and persons therein named, reported the same back without amendment, and recommended its rejection.

On motion of Mr. Reynolds,

Said bill was laid on the table.

Mr. Thomas of Morgan, from the committee on the Judiciary, to which was referred a Senate bill for "An act to amend the twenty-fourth chapter of the Revised Laws, entitled 'Conveyances,'" reported the same back, with an amendment; which was read and concurred in, and the bill as amended,

*Ordered* to a third reading.

Mr. Janney, from the committee on Claims, to which was referred the petition of Stevens and Trenchery, reported a bill for "An act making compensation to Stevens and Trenchery of Alton, for storage on rail road iron;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Robb,

The rule was dispensed with, and the bill read a second time by the title, and referred to the committee on the Judiciary.

Mr. Cockle, from the committee on the Judiciary, reported a bill for "An act in relation to the records of Peoria county."

On his motion,

The rule was dispensed with, and the bill read the first time by the title, and

*Ordered to a second reading.*

Mr. Hick, from the committee on Banks and Corporations, to which was referred a bill for "An act to incorporate the Mississippi and Atlantic Rail Road Company," reported the same back with an amendment; which was read and concurred in.

On motion of Martin,

Said bill was laid on the table, and made the special order of the day for Monday next.

Mr. Boyakin, from the committee on the Judiciary, reported a bill for "An act in relation to turnpike gates, toll bridges, and ferries;" which was read, and

*Ordered to a second reading.*

Mr. Archer, from the committee on State Roads, to which were referred the petition of Freeman Mills, Isaac Hardy, and two hundred and twenty others, citizens of La Salle county, to grant to said Mills the exclusive right to establish a ferry on the Illinois river opposite the town of La Salle, and a bill accompanying the same; also, the petition of two hundred and sixty citizens of said county, praying that said special grant be made to William Byrne, John Murry, and Thomas W. Hennessey, reported the bill back with an amendment as a substitute; which was read and concurred in, and the bill, as amended,

*Ordered to be engrossed for a third reading.*

Mr. Thomas of Morgan, from the committee on the Judiciary, to which was referred the petition of H. T. Wilson, asking the payment of a claim therein mentioned, reported a bill for "An act for the relief Harmon T. Wilson;" which was read, and

*Ordered to a second reading.*

Mr. Archer, from the committee on State Roads, to which was referred a bill for "An act authorizing Silas Beebe to establish a ferry across the Mississippi river," accompanied by a petition, reported the bill back with an amendment; which was read, and concurred in, and the bill, as amended,

*Ordered to be engrossed for a third reading.*

On motion of Mr. Morris,

The rule was dispensed with, and leave given him to submit the following resolution; which was read and adopted, viz:

*Resolved*, That so much of the communication of Thomas Ford, late Commissioner ex officio, as relates to the claim of the State on John Tillson, jr., and the mortgage on the Quincy House, be referred to the committee on Finance, and that said committee be instructed to report to this House, what, in their opinion, would be the most proper and judicious mode of settling said claim.

Mr. Hick moved to dispense with the rule, to enable him to submit the following resolution; which was read:

*Resolved by the House of Representatives, the Senate concurring herein,*

That it shall be the duty of the Attorney General to bring suits against such of the individuals reported by the late Fund Commissioner, as indebted to the State, as have not, since the date of the receipt, a copy of which is furnished by the Fund Commissioner accompanying his report, settled the respective claims held against them by the State.

On motion of Mr. Morris,

Said resolution was referred to the committee on Finance.

The amendment of the select committee to a bill for "An act to amend 'An act relative to justices of the peace and constables,' approved March 3, 1845," pending the reading of which the House adjourned some days since, coming up for consideration,

On motion of Mr. Reynolds,

The further consideration of the bill and amendment was postponed until two o'clock P. M., of this day, and made the special order for that hour.

Mr. Archer, from the select committee, to which was referred a bill for "An act more explicitly defining the times of holding courts in the fourth judicial circuit," reported the same back, with an amendment; which was read and concurred in, and the bill, as amended.

*Ordered* to be engrossed for a third reading.

Mr. Mann, from the select committee, to which was referred a petition of sundry citizens of Randolph county, praying the re-location of the county seat of said county, reported a bill for "An act for the re-location of the county seat of Randolph county;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Omelveny,

The rule was dispensed with, and the bill read the second time by the title, and

*Ordered* to be engrossed for a third reading.

On his further motion,

The rule was again dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. McLain, from the select committee to which was referred a resolution inquiring into the expediency of so amending the law regulating interest, as to enable guardians and others holding money belonging to minors, to loan the same at ten per cent., reported a bill for "An act to amend 'An act entitled Interest,' approved March 3, 1845;" which was read, and,

On motion,

The House adjourned until two o'clock P. M.

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TWO O'CLOCK, P. M.

House met pursuant to adjournment.

The House proceeded to the consideration of the amendment of the select committee to the bill for "An act to amend 'An act relative to justices of the peace and constables,' approved March 3, 1845."

The amendment was read, and concurred in.

On motion of Mr. Linder,

A call of the House was ordered; when it appeared that the following members were absent, viz:

Messrs. Austin, Bailey of Rock Island, Boyle, Brown, Cantrill, Chapman, Cummings, Dana, Davis, Epperson, Kretsinger, Logan of Sangamon, Long, McConnel, McDowell, Morrison of Hancock, O'Conner, Ozburn, Pickering, Randolph, Rutledge, Sherman, and Stickney.

On motion of Mr. Reynolds,

Further proceedings under the call were dispensed with.

Mr. Cantrill moved to amend the bill, so as to increase the jurisdiction of justices of the peace to two hundred dollars, only in cases of judgments confessed; which was not agreed to.

Mr. Underwood moved to amend the bill, by striking out the first, second, third, and fourth sections.

After debate thereon,

On motion,

The bill and pending amendment were informally passed over.

On motion of Mr. Boyakin,

*Ordered*, That the Clerk inform the Senate that the House of Representatives are now ready to receive them in the Hall of the House, to proceed to the election of an associate justice of the Supreme Court, for the seventh judicial circuit of this State.

The Senate, preceded by their Speaker, came into the Hall of the House, and took seats assigned them.

The Speaker of the House of Representatives announced that the two Houses had met in joint assembly, in pursuance of a resolution, to elect an associate justice of the Supreme Court, to supply the vacancy occasioned by the resignation of the Hon. Richard M. Young.

The two Houses then proceeded to the election.

Messrs. Allen, of the Senate, and Reynolds of the House, were appointed tellers.

Mr. McRoberts, of the Senate, nominated Jesse B. Thomas.

The ballots having been counted, it appeared that,

Jesse B. Thomas had received ninety five votes; scattering, forty-one votes.

Whereupon,

The Speaker of the House of Representatives declared Jesse B. Thomas to be duly elected an associate justice of the Supreme Court of the State of Illinois.

The Senate then withdrew.

The House then resumed the consideration of the amendment proposed by Mr. Underwood, to the bill for "An act to amend 'An act relative to justices of the peace, and constables,' approved March 3, 1845."

Mr. Glover moved the previous question; when,

On motion,

The House adjourned.

WEDNESDAY, JANUARY 27, 1847.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Dresser.

On motion of Mr. Johnston,

The reading of yesterday's journal was dispensed with.

On motion of Mr. McDowell,

The rule was dispensed with, and leave given him to make a report from the select committee, to which was referred a Senate bill for "An act extending the limits of the fifth judicial circuit;" when he reported said bill back with an amendment as a substitute; which was read and concurred in.

On motion of Mr. Morris,

Said bill, as amended, was referred to the committee on the Judiciary.

On motion of Mr. Morris,

The rule was dispensed with, and a Senate bill for "An act to refund money paid by R. M. Young, for this State," taken from the table, read, and

*Ordered* to a second reading.

On his further motion,

The rule was again dispensed with, and the bill read a second time by its title, and referred to the Committee on Finance.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have passed bills, herewith presented for the concurrence of the House of Representatives, entitled:

"An act for the relief of Margaret and Sidney Hanson;"

"An act to vacate the town plat of the town of Kickapoo Mills, in the county of Peoria;" and

"An act to vacate the town plat of the town of Bainbridge."

The Speaker announced, that, in pursuance of an order adopted by the House, this day was set apart for the reception of bills.

On motion of Mr. Reynolds,

*Ordered,* That the bills introduced on this day be severally read the first time by their titles.

Mr. Stickney introduced a bill for "An act to amend 'An act granting certain powers to the trustees of Shawneetown,' approved January 22, 1831;"

Mr. Williamson introduced a bill for "An act to define the practice of law;"

Mr. Constant introduced a bill for "An act to legalize the sale of certain school lands therein named;"

Mr. Funkhouser introduced a bill for "An act to authorize James Cart-right & Co. to build a mill dam across the Little Wabash River;"

Mr. Skinner introduced a bill for "An act to incorporate the Chicago University;"

Mr. Reynolds introduced a bill for "An act to amend the act relative to mills and millers;"



Mr. Remann introduced a bill for "An act to repeal the charter of the town of Vandalia;"

Mr. Stickney introduced a bill for "An act to incorporate the town of Shawneetown;"

Mr. Omelveny introduced a bill for "An act to amend 'An act concerning wood yards,' approved February 28, 1845;"

Mr. Thomas of Morgan, introduced a bill for "An act to provide for the sale of the property of idiots, lunatics and insane persons;"

Mr. Fry introduced a bill for "An act to establish a State road from Jacksonville to Alton;"

Mr. Bailey of Rockland, introduced a bill for "An act to amend sundry sections of school laws therein named;"

Mr. Tappan introduced a bill for "An act to amend chapter seventy-four, of the Revised Statutes, in relation to negroes and mulattoes;"

Mr. Thomas of Morgan, introduced a bill for "An act to increase the salary of the justices of the Supreme court;"

Mr. Sherman introduced a bill for "An act for the compensation of Patrick Ballingall, for extra services as State's Attorney of the Cook county court;"

Mr. Blakeman introduced a bill for "An act to remit certain taxes assessed for State revenue of 1839, upon lots and blocks in Nathaniel Pope and others' addition to Alton;"

Mr. Seehorn introduced a bill for "An act making appropriations for the purposes therein specified;"

Mr. Everett introduced a bill for "An act to amend 'An act to incorporate the Chicago and Rock River Plank Road Company; approved January 1, 1845;"

Mr. Martin introduced a bill for "An act to facilitate the examination of the title of real estate;"

Mr. Little of Fulton, introduced a bill for "An act to vacate a certain public street or alley in Jones' addition to the town of Canton;"

Mr. Little of Fulton, also introduced a bill for "An act to establish a ferry therein named;"

Mr. Eddy introduced a bill for "An act in respect to the sale of lands for taxes, and for the easier redemption thereof;"

Mr. White introduced a bill for "An act for an equitable division of the school funds belonging to township one south, range five west."

The foregoing bills were severally read by their titles, and

*Ordered* to a second reading.

Mr. Kinney introduced a bill for "An act to amend 'An act to incorporate the Aurora and Chicago Plank Road Company,' approved March 3, 1845;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Kinney,

The rule was dispensed with, and the bill read the second time by the title, and referred to the committee on Banks and Corporations.

Mr. Thomas of Morgan, introduced a bill for "An act regulating the duties of guardians; which was read, and

*Ordered* to a second reading.

On motion of Mr. Thomas of Morgan,

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The rule was dispensed with, and the bill read a second time by the title, and referred to the committee on the Judiciary.

Mr. Eddy introduced a bill for "An act to amend the law concerning judgments and executions, contained in chapter fifty-seven, of the Revised laws of 1845;" which was read, and

*Ordered to a second reading.*

On motion of Mr. Eddy,

The rule was dispensed with, and the bill read the second time by the title, and referred to the committee on the Judiciary.

Mr. Enloe introduced a bill for "An act to maintain the majesty of the law;" which was read, and

*Ordered to a second reading.*

Mr. Kretsinger moved to dispense with the rule, and read the bill a second time by the title; which was not agreed to.

Mr. Bailey of Fulton, introduced a bill for "An act to provide for the election of supervisors of roads;" which was read, and

*Ordered to a second reading.*

Mr. Hayes introduced a bill for "An act for the relief of the sufferers by the late flood in the Wabash and Ohio rivers;" which was read, and

*Ordered to a second reading.*

Mr. Thomas of Morgan, introduced a bill for "An act to provide for the public printing by contract;" which was read by the title, and

*Ordered to a second reading.*

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and the bill read the second time by the title, and referred to the committee on Finance.

Mr. Hick presented the claims of E. H. Mcerryman and William S. Wallace, for medicine and medical attendance on the Hon. William Rhodes deceased; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Turner presented the petition of sundry voters of Mason, Cass, and Morgan counties, praying for the location of a State road therein named; which, without reading, was, on his motion, referred to a select committee.

*Ordered, That Messrs. Turner, Swing and Long, be said committee.*

Mr. Sherman presented the petition of sundry citizens of this State, praying that a law be passed for the improvement of the stock of sheep; which, without reading, was, on his motion, referred to the committee on Agriculture and Manufactures.

Mr. Mann presented the remonstrance of Amzi Andrews and others, to the number of eight hundred and eighteen legal voters of Randolph county, against any division of said county; which, without reading, was, on his motion, referred to the committee on Counties.

Mr. Tucker presented the petition of one hundred and twenty-nine citizens of Warren and McDonough counties, praying for the location of a State road; which, without reading, was, on his motion, referred to the committee on State Roads.

Mr. Higgins presented the petitions of sundry citizens of Pike county, praying that John Brittain be permitted to redeem certain lands taken as the property of said Brittain, and sold on behalf of the State.

Mr. Higgins moved to refer said petition to a select committee; when,

On motion of Mr. Thomas of Morgan,

Said petition was referred to the committee on the Judiciary.

Mr. Robinson of Menard, presented the petition of John Killion, and one hundred and six others, praying that L. W. Riley be restored to the rights of citizenship; which, without reading, was, on his motion, referred to the committee on the Judiciary.

Mr. Janney presented the petition of John McKown, and Lesure & Bliss, praying compensation for certain services rendered to the State in 1844; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Funkhouser presented the petition of James Cartwright and others, praying for an act to authorize the said Cartwright and Company to build a mill dam across the Little Wabash river, in Effingham county; which, without reading, was, on his motion, referred to a select committee.

*Ordered*, That Messrs. Funkhouser, Starkweather and Remann be said committee.

On motion of Mr. Chapman,

The rule was dispensed with, and leave given him to make a report from the select committee, to which was referred a bill for "An act to change the name of the county of Marquette, to organize the same, to attach a portion of the county of Adams thereto, and to provide for the collection of the revenue therein, and for other purposes therein mentioned; when he reported the same back with amendments; which were read.

Mr. McDowell moved to amend the amendment of the committee by adding the following as an additional section:

"In case the said county of Highland shall not organize within four months from the passage of this act, it shall be the duty of the Governor of this State to appoint some suitable person or persons to assess and collect all arrearages of taxes due the State of Illinois, and now accruing in the said county of Highland, said assessors and collectors giving bond and security as the law now requires to be given by assessors and collectors of the revenue of the State, and having the same rights and powers, discharging the same duties, and being in like manner liable as assessors and collectors now are by the laws of the State of Illinois."

Mr. Morris moved to refer the bill and proposed amendments to the committee on Counties.

On motion of Mr. Reynolds,

The bill and proposed amendments were referred to the committee on Counties, with instructions to inquire into the propriety of retaining the name of Marquette.

On motion of Mr. Bailey of Brown,

A bill for "An act repealing an act creating the county of Marquette, and for attaching certain townships in the county of Marquette therein named, to the county of Brown," was taken from the table and referred to the committee on counties.

Mr. Dana introduced a bill for "An act in relation to the apportionment of the school fund in the county of Ogle;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Dana,

The rule was dispensed with, and the bill read a second time by the title, and

*Ordered* to be engrossed for a third reading.

On his further motion,

The rule was again dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Morris presented the petition of John G. Humphrey and others, asking that a portion of Marquette be attached to Brown county, and a certain other portion to Adams; which, without reading, was, on his motion, referred to the committee on Counties.

Mr. Robeson of Woodford, presented the petition of Thomas Davis and others, praying for compensation for services and provisions in the Hancock war in 1844; which, without reading, was, on his motion, referred to the committee on Claims.

On motion of Mr. Kretsinger,

The rule was dispensed with, and the Senate message containing an amendment to the resolution instructing the committee on apportionment to fix the ratio of representation at six thousand for a Representative, and eighteen thousand for a Senator, taken up for consideration.

On motion of Mr. Morris,

A call of the House was ordered; when it appeared that the following members were absent, viz:

Messrs. Boyle, Brown, Cantrill, Eddy, Gilmore, Linder, Logan of Jackson, Logan of Sangamon, Ozburn, Peirson, Pickering, Randolph, and Stanley.

Pending the call.

Mr. Smith, on leave introduced a bill for "An act for the relief of Isaac Demint;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Smith,

The rule was dispensed with, and the bill read a second time by the title, and referred to the committee on Claims.

Mr. Archer, from the committee on State Roads, to which was referred the petition of Harley Ives, praying for a charter to keep a ferry across the Mississippi river at New Boston, in Mercer county, Illinois, reported a bill for "An act to authorize Harley Ives to establish a ferry on the Mississippi river, at New Boston;" which was read, and

*Ordered* to a second reading.

Mr. Little of Fulton, from the committee on Claims, to which was referred the petition of certain citizens of Fulton county, asking compensation for services performed as volunteers in answer to a call of the Governor, reported the same back, and asked to be discharged from the further consideration of the same; which was agreed to; when,

On his motion,

Said bill was referred to the committee on Finance.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have passed bills, herewith presented for the concurrence of the House of Representatives, entitled,

"An act to enlarge Hardin county;"

"An act to incorporate the Peoria Lodge No. 15, of Free and Accepted Masons;"

"An act to incorporate the Stephenson county Hydraulic Manufacturing Company;" and

"An act to amend an act entitled 'An act to establish a ferry across the Illinois river, in Grundy county.'"

The Senate have concurred with the House of Representatives, in the passage of a bill, entitled

"An act for the relief of the administrators of the late collector of Fayette county."

On motion of Mr. Funkhouser,

A bill for "An act to authorize James Cartwright and Company to build a mill dam across the Little Wabash river," was taken up, read the second time by the title, and referred to a select committee, to which a petition on the same subject was referred.

Mr. Little of Fulton, from the committee on Enrolled and Engrossed Bills, reported as correctly enrolled, and laid before the Council of Revision, bills of the following titles, viz:

"An act to amend an act in relation to the State Library," and

"An act in relation to assessments of taxes in St. Clair county."

Mr. Boyakin moved to dispense with further proceedings under the call of the House; which was not agreed to.

On motion of Mr. Reynolds,

A bill for "An act to amend 'An act relative to justices of the peace and constables,' approved March 3, 1845," was taken up and made the special order of the day, for two o'clock this afternoon.

Mr. Wilcox, on leave, introduced a bill for "An act to incorporate the Pekin Ferry Company;" which was read, and

*Ordered* to a second reading.

Mr. Wilcox moved to dispense with the rule, and read the bill a second time by the title; which was not agreed to.

On motion of Mr. Kretsinger,

Further proceedings under the call were dispensed with.

The question being on concurring with the Senate in their amendment to the resolution instructing the joint committee on apportionment of representation to fix the ratio at six thousand for a Representative, and eighteen thousand for a Senator,

On motion of Mr. Cockle,

The main question was ordered.

The question was then taken on concurring with the Senate in their amendment, and decided in the negative, by yeas and nays, on the demand of Messrs. Cunningham and Smith, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Casey, Creel, Cunningham, Davis, Dawson, Everett, Fry, Grubb, Harpole, Hayes, Higgins, Hodges, Johnston, Marshall, Morrison of Hancock, Morrison of Monroe, Omelveny, Prevo, Reynolds, Robeson of Woodford, Starkweather, Sherman, Sims, Skinner, Stickney, Stokes, Stookey, Thomas of Morgan, Underwood, West, White, Williamson and Mr. Speaker.—34.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Boyakin, Boyle, Bragg, Buckley, Campbell, Cantrill, Caswell, Chapman, Cockle, Constant, Cross, Cummings, Curtis,

Dana, Eads, Eddy, Ela, Erwin, Funkhouser, Glenn, Glover, Griffith, Hansford, Harrington, Hart, Hick, Huffinan, Janney, Kinney, Kretsinger, Linder, Little of Fulton, Little of Will, Logan of Jackson, Long, Lukins, McConnel, McDowell, McLain, Mann, Martin, Miller Miner, Morris, O'Conner, Remann, Ruddle, Robb, Robinson of Menard, Rutledge, Stanley, Stark, Seehorn, Shumway, Slocumb, Smith, Swing, Tappan, Thomas of Bureau, Tucker, Turner, Wallace, Wardlaw, Watson, Wilcox, Williams, Wright and Wynne.—75.

On motion,

The House adjourned until two o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

On motion of Mr. Wilcox.

The rule was dispensed with, and a bill for "An act to incorporate the Pekin Ferry Company," taken from the orders, read the second time by the title, and referred to the committee on Banks and Corporations.

Mr. Dana moved to dispense with the rule, to enable him to submit a resolution; which was not agreed to.

The bill for "An act to amend 'An act relative to justices of the peace and constables,' approved March 3, 1845," which had been made the special order for this afternoon, was taken up.

Mr. Glover withdrew the demand for the previous question; whereupon,

Mr. Kretsinger renewed the motion for the previous question; which was not agreed to.

Mr. Omelveny moved a call of the House; which was not agreed to.

The Speaker decided that the amendment proposed by Mr. Underwood, to strike out the first, second, third and fourth sections of the bill, after the amendment of the select committee had been concurred in by the House, was out of order; whereupon,

Mr. Underwood moved to postpone indefinitely, the further consideration of the bill; which was not agreed to, by yeas and nays, on the demand of Messrs. Morris, and Robeson of Woodford, as follows:

Those who voted in the affirmative, are,

Messrs. Campbell, Casey, Cockle, Creel, Dana, Enloe, Everett, Glover, Harrington, Hick, Higgins, Kretsinger, Little of Will, Martin, Miner, Morris, O'Conner, Prevo, Robb, Robeson of Woodford, Starkweather, Seehorn, Sherman, Skinner, Slocumb, Stickney, Stokes, Thomas of Morgan, Tucker, Underwood, Wallace, Wardlaw and Williams.—33.

Those who voted in the negative, are,

Messrs. Archer, Austin, Bailey of Fulton, Barber, Blakeman, Boykin, Bragg, Cantrill, Caswell, Chapman, Constant, Cross, Cummings, Cunningham, Curts, Davis, Dawson, Eads, Eddy, Ela, Erwin, Funkhouser, Glenn, Gilmore, Griffith, Grubb, Hansford, Harpole, Hart, Hodges, Huffinan, Janney, Johnston, Kinney, Little of Fulton, Logan of Jackson, Long, Lukins, McConnel, McDowell, McLain, Mann, Marshall, Miller, Morrison of Monroe, Randolph, Remann, Reynolds, Robinson of Menard, Rutledge, Stark, Shumway, Sims, Smith, Stookey,

Swing, Tappan, Thomas of Bureau, Turner, Watson, West, White, Wilcox, Williamson, Wright, Wynne and Mr. Speaker.—67.

On motion of Mr. Eddy,

The bill was amended, by adding the following proviso, viz:

*“ Provided, That in all cases in which an executor or administrator is defendant, and in all actions of trespass, and trover and conversion, and in all cases of assault and battery and affrays, the jurisdiction of justices of the peace shall remain as it now stands under existing laws. And provided, further, That they shall have no jurisdiction in actions of covenant founded upon deeds for the conveyance or assurance of lands or real estate of any kind, or on bonds or other contracts for the conveyance thereof.”*

On his further motion,

The bill was amended by adding the following:

“ Form of return of proceedings into court, where the amount exceeds fifty dollars.

“ To the Clerk of the ——— Circuit Court:

“ I hereby certify, that on the ——— day of ———, A. B. sued out a writ of replevin from before me, as a justice of the peace for said county, against C. D, for certain property, exceeding in value the sum of fifty dollars, and that the enclosed papers are all pertaining to said case; which I herewith return to the circuit court. Given under my hand, this ——— day of ———, J. P.”

Mr. Stokes moved to refer the bill to the committee on the Judiciary.

On motion of Mr. Blakeman,

The motion of reference was laid on the table.

Mr. Skinner moved to amend the bill by adding the following as an additional section, viz:

“ That the appeal bond required by the act to which this is an amendment, to be entered into in person, by the party appealing, may be entered into by the party in person, or by his agent or attorney, to be approved in the same manner as now required by said act.”

Mr. Thomas of Morgan moved to amend the proposed amendment, by inserting after the word “attorney,” the words “in fact.”

Mr. Constant moved to lay the bill and proposed amendment on the table, and print three hundred copies thereof.

On motion of Mr. Huffman,

The main question was ordered—

The question then recurring on the motion to lay on the table, and print, it was decided in the negative by yeas and nays, on the demand of Messrs. Constant and Wynne, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Rock Island, Barber, Constant, Cross, Dana, Glover, Grubb, Hayes, Kretsinger, McDowell, Marshall, Morris, O’Conner, Starkweather, Seehorn, Skinner, Swing, West and Williamson.—19.

Those who voted in the negative, are.

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Blakeman, Boyakin, Bragg, Campbell, Cantrill, Casey, Caswell, Chapman, Cockle, Creel, Cummings, Cunningham, Curtis, Davis, Dawson, Eads, Eddy, Ela, Enloe, Erwin, Everett, Funkhouser, Glenn, Gilmore, Griffith, Hansford,

Harrington, Harpole, Hart, Hick, Higgins, Hodges, Huffman, Janney, Johnston, Kinney, Little of Fulton, Little of Will, Logan of Jackson, Long, Lukins, McConnell, McLain, Mann, Martin, Miller, Miner, Morrison of Hancock, Omelveny, Prevo, Randolph, Remann, Reynolds, Ruddle, Robb, Robeson of Woodford, Robinson of Menard, Rutledge, Stark, Sherman, Shumway, Sims, Slocumb, Smith, Stickney, Stokes, Stookey, Thomas of Bureau, Thomas of Morgan, Tucker, Turner, Underwood, Wallace, Wardlaw, Watson, White, Wilcox, Williams, Wright, Wynne and Mr. Speaker.—85.

The question was then taken on the amendment proposed by Mr. Thomas of Morgan, and decided in the affirmative.

The question then recurring on the amendment proposed by Mr. Skinner, as amended, it was decided in the affirmative.

The question was then taken on ordering the bill as amended to be engrossed for a third reading, and decided in the affirmative, by yeas and nays, on the demand of Messrs Morris, and Robeson of Woodford, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Brown, Bailey of Fulton, Blakeman, Boyakin, Bragg, Cantrill, Caswell, Chapman, Constant, Cummings, Cunningham, Curts, Davis, Dawson, Eads, Eddy, Ela, Erwin, Funkhouser, Gilmore, Griffith, Grubb, Hansford, Harpole, Hart, Janney, Johnston, Kinney, Long, Lukins, McConnell, McDowell, McLain, Mann, Marshall, Miller, Miner, Morrison of Monroe, Omelveny, Reynolds, Ruddle, Robinson of Menard, Stanley, Shumway, Sims, Smith, Stookey, Swing, Thomas of Bureau, Turner, Wallace, Watson, West, White, Williamson, Wright, Wynne and Mr. Speaker.—59.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Rock Island, Barber, Campbell, Casey, Cockle, Creel, Cross, Dana, Enloe, Everett, Fry, Glenn, Glover, Harrington, Hayes, Hick, Higgins, Hodges, Huffman, Kretsinger, Little of Fulton, Little of Will, Logan of Jackson, Martin, Morris, Morrison of Hancock, O'Conner, Prevo, Randolph, Remann, Robb, Robeson of Woodford, Rutledge, Stark, Starkweather, Seehorn, Sherman, Skinner, Slocumb, Stickney, Stokes, Thomas of Morgan, Tucker, Underwood, Wardlaw, Wilcox and Williams.—48.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have concurred with the House of Representatives, in the passage of bills, entitled:

"An act to refund taxes paid on school lands section 16, township 10 north, range 12 west, in Clark county;"

"An act to incorporate the Illinois Literary and Historical society;"

"An act to authorize the legal voters of McHenry county to elect school directors, and to raise money to build school houses." The Senate having made amendments to the two latter bills, in which they direct me to ask the concurrence of the House of Representatives.

A message from the Council of Revision, by Mr. Hawley, their Secretary:

*Mr. Speaker:* I am directed to say that the Council of Revision have approved bills of the following titles, to wit:

"An act to amend an act in relation to the State Library;"



"An act in relation to assessment of taxes in St. Clair county."

The Council of Revision have had under consideration, "An act for the benefit of the heirs of James M. Reynolds, deceased," and return the same with objections.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have adopted accompanying resolutions, having in view,

1. The instruction &c., of our Senators in Congress, to use their best exertions in favor of the passage of a law, by that body, for the extension of the laws of the United States, over, and the organization in the territory of, Oregon, &c.; and

2d. The distribution in equal numbers of copies to the House and Senate, of reports and other documents, ordered to be printed for the General Assembly.

In the adoption of which resolutions, I am directed to ask the concurrence of the House of Representatives.

The Senate insist upon their amendments to the resolution proposing that the basis of representation, under the census of '45, be six thousand for a Representative, and eighteen thousand for a Senator.

On motion of Mr. Hayes,

The House resolved itself into committee of the whole, to take into consideration, the resolutions submitted by him some days since, relative to funding the State debt; Mr. Eddy in the chair.

After some time spent therein, the committee rose, and

Mr. Eddy reported that they had had said resolutions under consideration, had made some progress therein, and directed him to ask leave to sit again.

The question being taken on granting leave to the committee to sit again, it was decided in the affirmative.

On motion,

The House adjourned.

THURSDAY, JANUARY 28, 1847.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Hale.

On motion of Mr. Huffinan,

The reading of yesterday's journal was dispensed with.

Mr. O'Conner presented the petition of three hundred and six citizens of La Salle county, praying for the formation of a new county; which, without reading, was, on his motion, referred to the committee on Counties.

Mr. O'Conner also presented the petition of sundry citizens of Bureau county, praying for the formation of a new county; which, without reading, was, on his motion, referred to the committee on Counties.

Mr. Huffinan presented the petition of eight hundred and fifty-five legal voters of Vermilion county, praying for the formation of a new county, out of parts of Vermilion and Edgar counties; which, without reading, was, on his motion, referred to the committee on Counties.

Mr. Skinner presented the petition of two hundred and twenty citizens of Cook county, praying that the usury law may be so modified as to authorize an interest of not exceeding twelve per cent. on all actual loans of money; which, without reading, was, on his motion, referred to the committee on the Judiciary.

Mr. Stark presented the petition of two hundred and eighty two citizens of Hancock county, praying for the establishment of a ferry across the Mississippi river, at the city of Nauvoo; which, without reading, was, on his motion, referred to the committee on Banks and Corporations.

Mr. Stark also presented the pay roll of the Union Dragoons, in service in Hancock county, June, 1844; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Little of Fulton, presented the claim of Thomas Wills, for entertainment furnished Captain Morgan and company, while acting under the authority of the State; which, without reading, was, on his motion, referred to the committee on Claims.

Mr. Huffnan presented the petition of one hundred and seventy-seven legal voters of Edgar county, praying for the formation of a new county of parts of Vermilion and Edgar counties; which, without reading, was, on his motion, referred to the committee on Counties.

Mr. Thomas of Morgan, presented the petition of a number of citizens of Morgan county, praying that provision be made for the religious instruction of the convicts in the Penitentiary; which, without reading, was, on his motion, referred to the committee on the Penitentiary.

Mr. Sherman presented the petition of Hugh Cosgrove, praying to be paid damages sustained on the Illinois and Michigan Canal; which, without reading, was, on his motion, referred to the committee on Canal and Canal Lands.

Mr. Wilcox presented the petition and remonstrance of sundry citizens of Tazewell county, for establishing a ferry across the Illinois river, to the heirs of William Hains, and a remonstrance on the same subject; which, without reading, was, on his motion, referred to the committee on Banks and Corporations.

Mr. Huffnan presented the remonstrance of eleven hundred and eighty citizens of Vermilion county, remonstrating against any division of said county; which, without reading, was, on his motion, referred to the committee on Counties.

Mr. Reynolds, from the committee on the Militia, to which was referred a resolution relative to making provision for the safe keeping of the State arms, reported a bill for "An act authorizing the Governor to preserve the State arms;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Reynolds,

The rule was dispensed with, and the bill read the second time by the title, and

*Ordered*, That the bill be engrossed for a third reading.

Mr. Thomas of Morgan, from the committee on the Judiciary, to which was referred a Senate bill for "An act to amend 'An act concerning Wills,'" reported the same back with sundry amendments; which were read and concurred in; when,

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and the bill as amended was read a third time by its title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. Boyakin, from the committee on the Judiciary, to which were referred a preamble and resolution relative to regulating the fees of sheriffs for summoning grand and petit jurors, reported a bill for "An act in relation to the fees of sheriffs for summoning grand and traverse jurors;" which was read, and

*Ordered* to a second reading.

Mr. Sherman, from the committee on Change of Names, to which was referred sundry petitions asking for the change of various names, reported a bill for "An act to change certain names therein named;" which was read, and

*Ordered* to a second reading.

Mr. Boyakin from the committee on the Judiciary, to which was referred a resolution instructing said committee to inquire into the propriety of allowing tenants in common to pay taxes on their respective shares or interest in the land so held by them, reported a bill for "An act in relation to tenants in common;" which was read, and

*Ordered* to a second reading.

Mr. Thomas of Morgan, from the committee on the Judiciary, to which was referred a bill for "An act regulating the sale of the real estate of infants," reported the same back, with an amendment as a substitute; which was read.

Mr. Underwood moved to amend the substitute by adding the following:

The circuit court shall have power on petition or bill in chancery, to order a sale of real estate owned by minors, whenever it may be for their benefit, upon such terms and upon such notice as said court may deem proper."

Mr. Morris moved to lay the proposed amendment on the table; which was not agreed to.

On motion of Mr. Morris,

The proposed amendment was indefinitely postponed.

*Ordered* to be engrossed for a third reading.

A message from the Senate by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have passed a bill, in which they ask the concurrence of the House of Representatives, entitled

"An act for the relief of the heirs of William Kinney, deceased."

Mr. Morris, from the committee on the Judiciary, to which was referred a bill for "An act making compensation to Stevens and Trenchery, of Alton, for storage on rail road iron," reported the same back without amendment.

Mr. Martin moved to amend the bill by striking out the second section which was not agreed to.

The question recurring on ordering the bill to be engrossed for a third reading, the yeas and nays were called for by Messrs. Dawson, and Logan of Jackson.

Mr. Stokes moved a call of the House; which was not agreed to; when,

On motion of Mr. Reynolds,

The bill as amended was laid on the table.

Mr. Thomas of Morgan, from the committee on the Judiciary, to which was referred a bill for "An act to amend the sixty-fifth chapter of the Revised Statutes of the State of Illinois, entitled "Liens," approved March 3, 1845," reported the same back with an amendment as a substitute; which was read; when,

On motion of Mr. Sherman,

The bill and proposed substitute were laid on the table.

On motion,

The House adjourned until two o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

On motion of Mr. Miner,

Leave of absence was granted to Mr. Campbell until Monday next.

Mr. Hart moved to dispense with the rule to enable him to submit a resolution.

On motion of Mr. Kretsinger,

A call of the House was ordered; when,

It appeared that the following members were absent, viz:

Messrs. Bailey of Fulton, Boyle, Curts, Eads, Eddy, Enloe, Erwin, Fry, Harrington, Hayes, Hodges, Linder, Little of Will, Logan of Jackson, Logan of Sangamon, Long, Morris, Morrison of Hancock, O'Conner, Pickering, Robeson of Woodford, Stanley, Sherman, Skinner, Thomas of Bureau, Wilcox, Williams and Williamson.

Mr. Thomas of Morgan moved to dispense with further proceedings under the call; which was not agreed to, no quorum voting.

Pending the call.

Mr. Hart, on leave, submitted the following resolution; which was read, and adopted:

*Resolved*, That the committee on the Judiciary be instructed to inquire into the expediency of so amending the law in relation to sheriffs' fees, as to settle the question whether or not, sheriffs are allowed mileage in going to and returning, levying executions, and that they report by bill or otherwise.

Mr. Shumway, from the select committee, to which was referred the petition of James Fundeburk, a guardian, praying for the enactment of a law authorizing him to sell and convey an individual interest in land belonging to a minor therein mentioned, on leave, reported a bill for "An act for the benefit of James Marion Nelson, a minor;" which was read, and

*Ordered* to a second reading.

Mr. Robb, from the select committee, to which was referred the petition of sundry citizens, legal voters of McLean county, praying the pas-

sage of a law to prohibit the killing of wild deer at certain seasons of the year, reported the same back, and asked to be discharged from the further consideration of the same.

On motion of Mr. Underwood,

A bill received from the Senate this day, for "An act for the relief of the heirs of William Kinney, deceased," was taken up for consideration.

On his motion,

The rule was dispensed with, and the bill read by the title, and

*Ordered* to a second reading.

On his further motion,

The rule was again dispensed with, and the bill read a second time by its title, and referred to the Committee on Finance.

On motion of Mr. Cockle,

Further proceedings under the call were dispensed with.

On motion of Mr. Morris,

The message from the Senate insisting on their amendment to the resolution instructing the committee on Apportionment, to fix the ratio at six thousand for Representative, and eighteen thousand for Senator, was taken up for consideration; when,

On motion of Mr. Morris,

*Resolved*, That the Senate be requested to appoint a committee of Conference on the disagreeing vote of the two Houses, on the subject of the apportionment, and that the House appoint nine on their part, one from each judicial circuit, as said committee.

*Ordered*, That Messrs. Morris, Reynolds, Marshall, Long, Linder, Shumway, Wardlaw, Ela, and Cross be that committee.

On motion of Mr. Boyakin,

The House resolved itself into a committee of the Whole, on a bill for "An act to provide for calling a convention to amend the constitution of this State;"

Mr. Huffman in the chair.

After some time spent therein, the committee rose, and

Mr. Huffman reported that the committee had had said bill under consideration, had made some progress therein, and directed him to ask leave to sit again.

The question being taken on granting leave to the committee to sit again, it was decided in the affirmative.

Mr. Underwood, from the committee on Engrossed and Enrolled Bills, reported as correctly enrolled, and laid before the Council of Revision, a bill for "An act for the relief of the administrators of James Hankins, late collector of Fayette county, deceased."

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and a bill for "An act to provide for a sale of a part of the Northern Cross Rail Road," was read the third time by the title.

Mr. Morris moved to amend the bill by adding the following as an additional section:

"That said road shall not be sold, unless the price bid therefor is such as the Governor thinks ought to be accepted."

Mr. Robb moved to lay the proposed amendment on the table.

On this motion, the yeas and nays were demanded by Messrs. Morris and Dawson; when,

On motion,

The House adjourned.

FRIDAY, JANUARY 29, 1847. .

House met pursuant to adjournment.

Prayer by the Rev. Mr. Barger.

On motion of Mr. Boyakin,

The reading of yesterday's journal was dispensed with.

On his further motion,

The order of business was suspended,

And bills on their second reading were taken up for consideration.

A bill for "An act to provide for the collection of revenue in Washington county, for the year 1844," was read a second time, and,

On motion of Mr. Underwood,

Referred to the committee on the Judiciary.

A bill for "An act requiring property listed for taxation, to be assessed at its true cash value," was read a second time, and

*Ordered*, That the bill be engrossed for a third reading.

A bill for "An act for the relief of John Underwood, of the county of Lake, and State of Illinois," was read a second time, and,

On motion of Mr. Harrington,

Referred to the committee on Finance.

A bill for "An act supplemental to an 'An act concerning partitions,' approved March 3, 1845," was read a second time, and,

On motion of Mr. Morris,

Referred to the committee on the Judiciary.

A bill for "An act concerning marriage contracts," was read a second time.

Mr. Boyakin moved to refer said bill to the committee on the Judiciary.

Mr. Cunningham moved to lay said bill on the table; which was not agreed to.

The question recurring on the motion of reference to the committee on the Judiciary, it was decided in the affirmative.

A bill for "An act to repeal a part of an act therein mentioned," was read a second time, and,

On motion of Mr. Thomas of Morgan,

Referred to the committee on Finance.

A bill for "An act to amend the law in relation to marriages," was read a second time, and

*Ordered* to be engrossed for a third reading.

A bill for "An act for the protection of timber," was read a second time.

Mr. Thomas of Morgan, moved to refer the bill to the committee on the Judiciary.

Mr. Dawson moved to lay said bill on the table; which was not agreed to.

The question recurring on the motion of reference to the committee on the Judiciary, it was decided in the affirmative.

A bill for "An act to restore to the Governor and Senate the constitutional right of appointing State's Attorneys," was read a second time, and,

On motion of Mr. Thomas of Morgan,  
Referred to the committee on the Judiciary.

A bill for "An act to amend the act entitled 'An act to establish the Illinois Asylum for the education for the deaf and dumb,'" was read a second time, and,

On motion of Mr. Thomas of Morgan,  
Laid on the table.

A bill for "An act to amend an act entitled 'An act to incorporate the city of Peoria,'" was read a second time, and,

*Ordered* to be engrossed for a third reading.

On motion of Mr. Cockle,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage

A message from the Senate, by Mr. Elwood, their Assistant Secretary:

*Mr. Speaker*: The Senate have passed bills, herewith presented, for the concurrence of the House of Representatives, entitled

"An act to incorporate the Illinois Transporting Company;"

"An act to incorporate the Will county Literary and Historical Society;"

"An act to incorporate the Belvidere Cemetery Association;"

"An act to incorporate the Cedar Bluff Cemetery Association;"

"An act to levee and make certain improvements on the Wabash river;"

"An act to improve the navigation of the Embarrass river;"

"An act for the relief of the heirs of John Dickey and others;"

"An act to amend an act entitled 'An act to incorporate the the Rock River Dam and Bridge Company;'"

"An act for recording patents;" and

"An act to vacate a part of the town plat of Savanna, in the county of Carroll."

The accompanying resolution adopted by the Senate, in relation to the payment and funding of the State debt, also in reference to the imposition of a capitation tax, and contemplating a correspondence by the Governor, with State creditors in respect to the funding of the State debt, are likewise herewith presented for the concurrence of the House of Representatives.

A bill for "An act in relation to limited partnerships," was read a second time, and,

On motion of Mr. Morris,  
Referred to the committee on the Judiciary.

A bill for "An act to amend an act entitled 'Judgments and Executions,' approved March 3, 1845," was read a second time, and,

On motion of Mr. McLain,

Referred to the committee on the Judiciary.

A bill for "An act to prevent nuisances," was read a second time.

Mr. Lukins moved to lay said bill on the table; which was not agreed to.

On motion of Mr. Thomas of Morgan,

Said bill was referred to the committee on the Judiciary.

A bill for "An act to amend the act in relation to justices of the peace and constables," was read a second time, and,

On motion of Mr. Reynolds,

Referred to the committee on the Judiciary.

A bill for "An act to amend the school law," was read a second time, and,

On motion of Mr. Reynolds,

Referred to the committee on Education.

A bill for "An act to amend the revenue law," was read a second time, and,

On motion of Mr. Boyakin,

Referred to the committee on the Judiciary.

A bill for "An act to amend the act relative to practice," was read the second time.

Mr. Reynolds moved to refer said bill to the committee on the Judiciary.

Mr. Ela moved to lay the bill on the table; which was not agreed to.

The question then recurring on the motion of reference to the committee on the Judiciary, it was decided in the affirmative.

A bill for "An act to amend an act in relation to schools," was read a second time, and,

On motion of Mr. Thomas of Morgan,

Referred to the committee on Education.

A bill for "An act to amend the law in relation to courts," was read a second time, and,

On motion of Mr. Thomas of Morgan,

Referred to the committee on the Judiciary.

A bill for "An act to amend the present revenue law," was read a second time, and,

On motion of Mr. Underwood,

Referred to the committee on the Judiciary.

A bill for "An act to amend an act concerning Wills, approved March 3, 1845," was read a second time, and,

On motion of Mr. Little of Fulton,

Referred to the committee on the Judiciary.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have passed a bill, in which they ask the concurrence of the House of Representatives entitled,

"An act for the relief of Isaac Lodowsky."

The Senate have concurred with the House of Representative, in the passage of a bill, entitled



"An act to authorize John Fox, to convey certain land to the individual therein named."

A bill for "An act in relation to criminal jurisprudence," was read a second time, and,

On motion of Mr. Cunningham,

Referred to the committee on the Judiciary.

A bill for "An act to amend the fifty-fourth chapter of the Revised Laws of 1845," was read a second time.

Mr. Boyakin moved to postpone indefinitely the further consideration of said bill; when,

On motion of Mr. Cockle,

The further consideration of the bill was postponed until two o'clock to-morrow afternoon.

On motion of Mr. Fry,

Leave of absence was granted to Mr. Cummings for five days; when,

On motion,

The House adjourned until two o'clock P. M.

#### TWO O'CLOCK, P. M.

House met pursuant to adjournment.

A bill for "An act to locate and establish a State road, from Lewiston, in Fulton county, via Bath, in Mason county, to Petersburg, in Menard county," was read a second time, and,

On motion of Mr. Huffman,

Referred to the committee on State Roads.

On motion of Mr. Cunningham,

A call of the House was ordered; when

It appeared that the following members were absent, viz:

Messrs. Boyle, Bragg, Cantrill, Chapman, Cockle, Eads, Eddy, Ela, Epperson, Everett, Fry, Harrington, Higgins, Linder, Logan of Jackson, Logan of Sangamon, Long, Marshall, Martin, Miner, Morris, Morrison of Hancock, Pickering, Ruddle, Seehorn, Skinner, Stickney, Swing, Tappan, Thomas of Morgan, and West.

On motion of Mr. Smith,

Further proceedings under the call were dispensed with.

A bill for "An act to amend 'An act in relation to negroes and mulattoes,'" was read a second time.

Mr. Cunningham moved to refer the bill to a select committee of five.

Mr. Huffman moved to refer said bill to the committee on the Judiciary.

Mr. Austin moved to lay said bill on the table; which was not agreed to, by yeas and nays, on the demand of Messrs. Cunningham and Harrington, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Blakeman, Cross, Cummings, Davis, Dawson, Glenn, Hansford, Harrington, Hart, Huffman, Logan of Sangamon, Lukins, Miner, Morris, Morrison of Hancock, Randolph, Robb, Robinson of Menard, Stark, Seehorn, Sherman, Skinner, Thomas of Morgan, Tucker, Wallace, Wardlaw, Watson, Wilcox, Williams and Wright—32.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Boyakin, Bragg, Buckley, Cantrill, Casey, Caswell, Constant, Creel, Cunningham, Dana, D'Wolf, Eddy, Enloe, Erwin, Everett, Funkhouser, Glover, Grubb, Hayes, Hick, Higgins, Hodges, Janney, Johnston, Kinney, Kretsinger, Little of Fulton, Logan of Jackson, McConnel, McDowell, McLain, Mann, Marshall, Miller, Morrison of Monroe, O'Conner, Omelveny, Ozburn, Peirson, Pickering, Prevo, Remann, Reynolds, Ruddle, Robeson of Woodford, Rutledge, Starkweather, Shumway, Sims, Slocumb, Smith, Stickney, Stokes, Stookey, Swing, Turner, Underwood, West, White, Williamson, Wynne and Mr. Speaker.—66.

The question recurring on the motion of reference to the committee on the Judiciary, it was decided in the affirmative.

On motion of Mr. Hick,

The vote on ordering the bill for "An act requiring property listed for taxation to be assessed at its true cash value," to be engrossed for a third reading, was re-considered.

The question then recurring on ordering said bill to be engrossed for a third reading, it was decided in the negative, by yeas and nays, on the demand of Messrs. Hick and McLain, as follows:

Those who voted in the affirmative, are,

Messrs. Boyakin, Buckley, Casey, Constant, Cunningham, Enloe, Funkhouser, Hayes, Hodges, Johnston, Lukins, McLain, Marshall, Morrison of Hancock, Morrison of Monroe, Ozburn, Pickering, Prevo, Robinson of Menard, Stark, Sims, Slocumb, Stokes, Turner, Watson, West, White, Williamson and Wynne.—29.

Those who voted in the negative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Bragg, Cantrill, Caswell, Creel, Cross, Cummings, Dana, Davis, Dawson, D'Wolf, Eddy, Ela, Erwin, Everett, Glenn, Glover, Grubb, Hansford, Harrington, Hart, Hick, Higgins, Huffman, Janney, Kinney, Kretsinger, Little of Fulton, Logan of Jackson, Logan of Sangamon, Long, McConnel, McDowell, Mann, Miller, Miner, Morris, O'Conner, Omelveny, Peirson, Randolph, Remann, Reynolds, Ruddle, Robb, Robeson of Woodford, Rutledge, Starkweather, Sehorn, Sherman, Shumway, Skinner, Smith, Stickney, Stookey, Swing, Thomas of Morgan, Tucker, Underwood, Wallace, Wardlaw, Wilcox, Williams, Wright and Mr. Speaker.—71.

Mr. Hayes moved that the House do now resolve itself into committee of the Whole, on the resolutions proposed by him some days since, relative to funding the State debt; which was not agreed to.

On motion of Mr. Reynolds,

The House resolved itself into committee of the Whole on a bill for "An act to provide for calling a convention to amend the constitution of the State," Mr. Huffman in the chair.

After some time spent therein, the committee rose, and Mr. Huffman reported that the committee had had said bill under consideration, had made some progress therein, and had directed him to ask leave to sit again; which was agreed to.

Mr. Boyakin moved that the House do now resolve itself into commit-

tee of the Whole, on the resolutions submitted some days since, by Mr. Hayes, relative to the funding of the State debt, and the imposition of a poll tax; when,

On motion of Mr. Thomas of Morgan,

The committee of the Whole were discharged from the further consideration of said resolutions.

On motion of Mr. Pickering,

The rule was dispensed with, and leave given him to introduce a bill for "An act to authorize the County Commissioners of Clay county to repair certain bridges;" which was read, and

*Ordered* to a second reading.

On his motion,

The rule was further dispensed with, and the bill read the second time by the title, and,

On motion of Mr. Boyakin,

Referred to the committee on State Roads.

On motion of Mr. Hayes,

The rule was dispensed with, and the resolutions submitted by him some days since, relative to the funding of the State debt, and the imposition of a poll tax, were taken from the orders for consideration.

Mr. Hick moved to amend the resolutions, by striking out all of the second resolution, after the words "new bonds." Also, by striking out all of the third resolution, between the words "that" and "all," in the first and second lines; and all of the third resolution, after the word "dollar;" and adding the following, in lieu thereof, viz: "On all male citizens of this State, above the age of twenty-one years, soldiers of the revolution, and soldiers of the late war with Great Britain, or the present war with Mexico, wounded or disabled in the service, excepted; and the proper officers are hereby required to give notice of, open polls for, and make returns of said vote, together with the vote for said delegates."

The proposed amendments were accepted by Mr. Hayes, as modifications of the resolutions.

Mr. Pickering moved to amend the second resolution, by inserting, after the word "internal improvement bonds," the following, viz: "and other evidences of State indebtedness, except the Canal debt."

Mr. Hayes accepted the proposed amendment, as a further modification of his resolutions.

Mr. Morris moved to refer the resolutions, as modified, to the committee on Finance.

On motion,

The House adjourned until ten o'clock, to-morrow morning.

SATURDAY, JANUARY 30, 1847.

House met, pursuant to adjournment.

Prayer, by Rev. Mr. Springer.

On motion of Mr. Omelveny,

The reading of yesterday's Journal was dispensed with.

Mr. McConnel presented the petition of three hundred and sixty-one citizens of Carroll county, against any division of said county; which, without reading, was,

On his motion,

Referred to the committee on Counties.

Mr. Shumway presented the petition of one hundred and twenty-nine citizens of Christian county, praying for the establishment of a State road therein named, which was not read.

Mr. Shumway moved to refer said petition to a select committee of five; when,

On motion of Mr. McLain,

Said petition was referred to the committee on State Roads.

Mr. Turner presented the claim of H. Billings, for furnishing the State troops with various articles in the years 1844 and '5; which, without reading, was,

On his motion,

Referred to the committee on claims.

Mr. Robeson of Woodford, presented the petition of two hundred and fifty legal voters of De Witt and Logan counties, praying for the passage of a law in relation to deer therein named; which, without reading, was,

On his motion,

Referred to a select committee.

*Ordered*, That Messrs. Robeson of Woodford, Cockle, and Thomas of Morgan, be said committee.

On motion of Mr. Robb,

The petition of a number of citizens of McLean county, on the same subject, presented some days since, was taken up, and referred to the above named select committee.

Mr. Cockle presented the petition of sundry citizens of Peoria county, praying a grant of a ferry at Pekin to the heirs of Hanes, and a remonstrance on the same subject; which, without reading, was,

On his motion,

Referred to the committee on Banks and Corporations.

Mr. Bailey of Brown, presented the petition of sundry citizens of Brown county, praying that religious instruction be provided for convicts in the Penitentiary; which, without reading, was,

On his motion,

Referred to the committee on the Penitentiary.

Mr. Wallace presented the petition of sundry citizens of the county of Whiteside, praying for the location of a State road therein mentioned; which, without reading, was,

On his motion,

Referred to the committee on State Roads.

Mr. Huffman presented the petition of seventy citizens of Jersey county, praying that religious instruction be given to the convicts in the Penitentiary; which, without reading, was,

On his motion,

Referred to the committee on the Penitentiary.

Mr. Long presented the petition of eight hundred and ninety-four citizens of Morgan county, praying for the formation of a new county therein named; which, without reading, was,

On his motion,

Referred to the committee on Counties.

Mr. Randolph presented the pay rolls of Captains Thomas Davis and John Long's Companies of McDonough Militia, for services in 1844; which without reading, was,

On his motion,

Referred to the committee on Claims.

Mr. Little of Will, presented the petition of E. E. Bush and others, praying for an act to authorize the Trustees of the Illinois and Michigan Canal, to exchange certain lots for school purposes; which, without reading, was,

On his motion,

Referred to the committee on Education.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have passed bills of the following titles, herewith presented for the concurrence of the House of Representatives.

"An act to re-locate certain streets in the town of Rockford, on the west side of Rock river," and

"An act to limit the jurisdiction of Justices of the Peace."

The Senate have concurred with the House of Representatives in the passage of bills, entitled

"An act to raise the fees of Grand and Petit Jurors;"

"An act for the benefit of Daniel Linder of Coles county," and

"An act for the re-location of the county seat of Randolph county."

The Senate have also appointed Messrs. Wilcox, McRoberts, Davis of Massac, Coudy, and Davis of Hancock, the committee of conference on their part, to act in conjunction with the committee on the part of the House of Representatives, upon the disagreeing vote of the two Houses relative to the resolution of the House fixing the basis of representation in the next General Assembly.

Mr. Logan of Sangamon, presented the petition of John W. Stringfield, praying the change of a name; which, without reading, was,

On his motion,

Referred to the joint committee on Change of Names.

Mr. Little of Will, presented the petition of one hundred and fifty-nine citizens of Will and Iroquois counties, praying for the formation of a new county therein mentioned; which, without reading, was,

On his motion,

Referred to the committee on Counties.

Mr. Omelveny presented the petition of sundry citizens of Randolph county, Illinois, praying for the passage of a law limiting the quantity of land hereafter to be acquired, by any one individual, to one hundred and sixty acres; and also, to exempt the homestead of each family from execution or attachment; which, without reading, was,

On his motion,

Referred to the committee on the Judiciary.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have passed a bill, in which they ask the concurrence of the House of Representatives, entitled "An act to amend an act, approved February 28th, entitled 'An act to provide for the dedication of town lots, in towns situated on Canal land, to public purposes.'" "

The Senate have concurred with the House of Representatives, in the passage of a bill, as amended by the Senate, entitled "An act to amend the 12th section of the act entitled 'An act to establish and maintain common schools,' approved February 26th, A. D. 1845." In the amendment, so made, I am directed to ask the concurrence of the House of Representatives.

Mr. Little of Fulton, presented the claims of sundry persons for articles furnished the State troops in September, 1846, while in the service of the State; which, without reading, was,

On his motion,

Referred to the committee on Claims.

Mr. Marshall, from the committee on Banks and Corporations, to which was referred a bill for "An act to construct a rail road from Alton, in Madison county, to Springfield, in Sangamon county," reported the same back, with an amendment; which was read, when,

On motion of Mr. D'Wolf,

The further consideration of the bill and amendment was postponed until Monday next.

Mr. Hick, from the committee on Banks and Corporations, to which was referred a bill for "An act to extend the time allowed by law for winding up the affairs of the State Bank of Illinois," reported the same back, without amendment, and recommended its passage.

Mr. Boyakin moved to recommit the bill to the committee on Banks and Corporations, with the following instructions, viz:

"That they report to this House a bill for An act to put the assets of the State Bank of Illinois into the hands of an assignee, or assignees, upon such terms as may be sufficient to insure the final settlement of its accounts as speedily as the interest of the people will admit; also, that said committee include in said bill a clause, providing for the repeal of the proviso to the 9th section of the act, entitled 'An act to diminish the State debt, and put the State Bank into liquidation, approved 24th of January, A. D. 1843,' which requires the property of said bank, when sold upon execution, to bring two-thirds of its appraised value."

Mr. Logan of Sangamon, moved to amend the proposed instructions, by striking out the word, "report," and inserting the words "inquire into the expediency of reporting."

Mr. Morris moved to lay the proposed amendment on the table.

On this motion, the yeas and nays were demanded by Messrs. Morris and Boyakin; when,

On motion,

The House adjourned until two o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

On motion of Mr. Shumway,

The rule was dispensed with, and leave given him to make a report from the committee on Finance, when he reported back, without amendment, a Senate bill, for "An act to refund money paid by R. M. Young, for this State," and recommended its passage.

On motion of Mr. Erwin,

A call of the House was ordered.

When it appeared that the following members were absent, viz:

Messrs. Boyle, Bragg, Buckley, Campbell, Chapman, Cockle, Eads, Eddy, Ela, Enloe, Epperson, Fry, Glenn, Harrington, Hayes, Linder, Logan of Jackson, Logan of Sangamon, McLain, Marshall, Martin, Miller, Morris, Morrison of Hancock, Ozburn, Robeson of Woodford, Sherman, Skinner, Stickney, Thomas of Morgan, Watson, West, Williamson and Wynne.

Pending the call,

Mr. Morris, on leave, from the committee on the Judiciary, to which was referred a bill, for "An act extending the limits of the fifth Judicial Circuit," together with the substitute reported therefor, by the select committee of the House, reported the same back, with amendments to the substitute proposed by the select committee; which were read, and concurred in.

On motion of Mr. Bailey of Brown,

The proposed substitute was further amended, by striking out, in the clause providing for the times of holding court in Brown county, the word "Thursday," and inserting the word "Wednesday."

The question was then taken on concurring in the adoption of the substitute reported by the select committee, as amended; and was decided in the affirmative.

The bill, as amended, was then,

*Ordered* to a third reading.

On motion of Morris,

The rule was dispensed with, and the bill read a third time by the title, and passed.

On motion of Mr. Thomas of Morgan,

The title was amended, by adding the following words, viz: "and fixing the times of holding court therein."

*Ordered*, That the title be as amended, and that the Clerk inform the Senate thereof, and ask their concurrence in the amendments to said bill.

Mr. Archer, from the committee on State Roads, to which were referred certain petitions and bills for the location, re-location and vacation of State roads, reported the same back, and asked to be discharged from the further consideration of the same.

The question being taken on discharging the committee, it was decided in the affirmative.

Mr. Pickering moved to dispense with the rule, to enable him to introduce a resolution; which was not agreed to.

On motion of Mr. Huffman,

Further proceedings under the call were dispensed with.

The question then recurring on ordering a Senate bill for "An act to refund money paid by R. M. Young for this State," to a third reading, it was decided in the affirmative.

Mr. Morris moved to dispense with the rule, and read the bill a third time by the title; which was not agreed to.

Mr. Pickering moved to dispense with the rule, and take up a bill for "An act to authorize the County Commissioners of Clay county to repair certain bridges;" which was not agreed to.

A bill for "An act to amend the fifty-fourth chapter of the Revised Laws of 1845," coming up in its order,

The question recurred on the motion of indefinite postponement, and was decided in the negative.

On motion of Mr. Boyakin,

The main question was ordered.

The question then recurring on ordering the bill to be engrossed for a third reading, it was decided in the negative, by yeas and nays, on demand of Messrs. Cantrill and Blakeman, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Rock Island, Barber, Blakeman, Bragg, Caswell, Constant, Cross, Davis, D'Wolf, Eddy, Fry, Glover, Hanstford, Harrington, Huffman, Kinney, Kretsinger, Little of Fulton, Little of Will, Logan of Sangamon, McLain, Martin, Miner, Morrison of Monroe, Omelveny, Peirson, Remann, Reynolds, Ruddle, Robb, Robeson of Woodford, Robinson of Menard, Stanley, Stark, Sherman, Skinner, Smith, Stookey, Thomas of Morgan, Turner, Wallace, Wardlaw, Watson, West, Wilcox, Williams and Wright—48.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Brown, Bailey of Fulton, Boyakin, Cantrill, Casey, Chapman, Cockle, Creel, Cunningham, Dawson, Enloe, Erwin, Funkhouser, Griffith, Grubb, Hayes, Hick, Higgins, Hodges, Janney, Johnston, Logan of Jackson, Lukins, McConnel, McDowell, Mann, Marshall, Morrison of Hancock, O'Conner, Ozburn, Pickering, Prevost, Randolph, Rutledge, Starkweather, Seehorn, Sims, Slocumb, Stickney, Stokes, Swing, Tucker, Underwood, White, Williamson, Wynne and Mr. Speaker—48.

The Speaker laid before the House a communication from the Governor, transmitting letters and statements from Messrs. Strachan and Scott, De Rhann and Moore, Morris, Prevost & Co, and Gabriel Shaw, Esq. in relation to certain State Bonds; which were read.

On motion of Mr. Thomas of Morgan,

The communication and accompanying documents were

Referred to the committee on Finance.

Mr. Archer moved to dispense with the rule, and take up the resolution submitted by him some days since, relative to an adjournment, *sine die*, of the Legislature.

Pending the motion,

The House adjourned until 10 o'clock, on Monday morning.



MONDAY, FEBRUARY 1, 1847.

Prayer, by the Rev. Mr. Bailey.

House met pursuant to adjournment.

On motion of Mr. Shumway,

The reading of the yesterday's journal was dispensed with.

On motion of Mr. Morris,

The rule was dispensed with, and a Senate bill for "An act to refund money paid by R. M. Young for this State," was taken up for consideration; when,

On motion of Mr. Thomas of Morgan,

Said bill was recommitted to the committee on Finance.

Mr. Kretzinger presented the petition of ninety-three citizens of the county of Boone, praying that the Judge of the sixth Judicial circuit of this State, may be removed from office; which was read, and,

On his motion,

Referred to the committee on the Judiciary.

Mr. Barber presented the remonstrance of one hundred and five citizens of Kendall county against any division or alteration in the boundaries of said county, and against being attached to Grundy county; which, without reading, was,

On his motion,

Referred to the committee on counties.

Mr. Barber, also presented the remonstrances of four hundred and forty-eight citizens of Kendall county against any division or alteration of the boundaries of said county; and against being attached to Grundy county; which, without reading, was,

On his motion,

Referred to the committee on counties.

Mr. Eddy presented the petition of sundry citizens of Gallatin county, praying for a division of said county; which, without reading, was,

On his motion,

Referred to the committee on counties.

Mr. Morton presented the petition of forty-four citizens of Morgan county, praying for the location of a State road therein named; which, without reading, was,

On his motion,

Referred to a select committee.

*Ordered*, That Messrs. Morton, Hart, and Fry, be said committee.

Mr. Mann presented the petition of sundry citizens of Chester in Randolph county, praying the passage of a law vacating two recesses on Front street in said town, on certain conditions therein named; which, without reading, was,

On his motion,

Referred to a select committee.

*Ordered*, That Messrs. Mann, Logan of Sangamon, and Bailey of Fulton, be said committee.

Mr. Logan of Sangamon, presented the petition of certain citizens of Sangamon county, praying authority to lay a tax for building a school house; which, without reading, was,

On his motion,

Referred to the committee on Education.

Mr. Cross presented the petition of sixty-six citizens of Winnebago county, praying that the Judge of the sixth judicial circuit be removed from office; which, without reading, was,

On his motion,

Referred to the committee on the Judiciary.

Mr. Cross, also presented the petition of citizens of a school district in Winnebago county, praying that they may be allowed to tax the property in said district to build a school house; which, without reading, was,

On his motion,

Referred to the committee on Education.

Mr. McDowell presented the petition of citizens of Fulton county, asking for an alteration in the school law; which, without reading, was,

On his motion,

Referred to the committee on Education.

Mr. Wallace presented the petition and remonstrances of sundry citizens of Whiteside county, relative to the repeal of certain laws therein mentioned, and for the removal of the county seat of said county; which, without reading, was,

On his motion,

Referred to the committee on Counties.

Mr. Little of Fulton, from the committee on Engrossed and Enrolled Bills, reported, as correctly enrolled, bills of the following titles, viz:

"An act regulating the sale of real estate of infants;"

"An act authorizing the Governor to preserve the State arms;"

"An act to amend 'An act relative to Justices of the Peace and Constables,' approved March 3, 1845;"

"An act authorizing Silas Beebe to establish a ferry across the Mississippi river;"

"An act to repeal the fifteenth chapter of the Revised Statutes;"

"An act more explicitly defining the times of holding courts in the fourth judicial circuit;"

"An act making further provision for the education of the Deaf and Dumb;" and

"An act to establish a ferry across the Illinois river at La Salle."

Mr. Omelveny presented the petition of Bradley Rust for relief; which, without reading, was,

On his motion,

Referred to the committee on the Judiciary.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have passed bills, herewith presented for the concurrence of the House of Representatives, entitled

"An act to incorporate the Springfield Hotel Company;"

"An act for the relief of the heirs of Justus Post;" and

"An act to amend chapter eighty seven of the Revised Statutes, entitled 'Records and Recorders.'"

On motion of Mr. Boyakin,

The orders of the day were suspended, and the House proceeded to the consideration of bills on their second reading.

A bill, for "An act to incorporate the Lawrenceville Æsculapian and Medical Society," was read a second time.

On motion of Mr. Huffinan,

The bill was referred to the committee on Banks and Incorporations.

On motion of Mr. Reynolds,

The vote just taken on referring said bill to the committee on Banks and Corporations, was re-considered.

The question was then taken on referring said bill to the committee on Banks and Corporations, and decided in the negative, and the bill was

*Ordered* to be engrossed for a third reading.

A bill, for "An act, amending the one hundred and eighth chapter of the Revised Statutes," was read a second time, and,

On motion of Mr. Pickering,

Referred to the committee on Agriculture and Manufactures.

A bill, for "An act in relation to revenue," was read a second time.

Mr. Cunningham moved to lay said bill on the table until the fourth of July, which was decided in the negative, by yeas and nays, on the demand of Messrs. Cunningham and Johnston, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Boyakin, Buckley, Cantrill, Casey, Constant, Cunningham, Davis, D'Wolf, Eddy, Enloe, Funkhouser, Glenn, Griffith, Harpole, Hart, Hayes, Hick, Hodges, Janney, Johnston, Long, McConnell, Martin, Morrison of Monroe, Omelveny, Prevo, Rutledge, Shumway, Sims, Stickney, Stokes, Underwood, Watson, West, White, Williamson and Mr. Speaker.—38.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Brown, Bailey of Rock Island, Barber, Blake-man, Bragg, Caswell, Chapman, Cockle, Creel, Cross, Curts, Dawson, Eads, Erwin, Everett, Fry, Glover, Grubb, Hansford, Harrington, Higgins, Huffinan, Kinney, Kretsinger, Little of Fulton, Little of Will, Logan of Sangamon, Lukins, McDowell, McLain, Mann, Marshall, Miller, Miner, Morris, Morrison of Hancock, Morton, O'Conner, Pierson, Pickering, Remann, Reynolds, Ruddle, Robb, Robeson of Woodford, Robinson of Menard, Stanley, Stark, Starkweather, Seehorn, Sherman, Skinner, Slocumb, Smith, Stookey, Swing, Thomas of Morgan, Tucker, Turner, Wallace, Wardlaw, Wilcox, Williams, Wright and Wynne.—66.

On motion of Mr. Reynolds,

Said bill was referred to the committee on the Judiciary.

A bill for "An act authorizing the board of Auditors to settle certain claims therein named," was read a second time, and

On motion of Mr. Boyakin,

Referred to the committee on Finance.

A bill for "An act to legalize roads laid out by order of the County Commissioners' Court of Lake county, from June first to the tenth day of September, 1845 inclusive," was read the second time, and

On motion of Mr. Sherman,

Referred to the committee on Counties.

A bill for "An act to regulate the rate of interest," was read a second time.

Mr. Pierson moved to refer said bill to the committee on Finance.

Mr. Cockle moved to lay said bill on the table, until the fourth of July.

Mr. Higgins moved to lay said bill on the table, which was decided in the negative, by yeas and nays, on the demand of Messrs. Kretsinger and Blakeman, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Brown, Boyakin, Cantrill, Casey, Caswell, Chapman, Cockle, Creel, Cunningham, Dawson, Erwin, Funkhouser, Glenn, Griffith, Grubb, Harpole, Hart, Hayes, Hick, Higgins, Janney, Johnston, Long, Lukins, McDowell, McLain, Marshall, Morrison of Hancock, Pickering, Prevo, Randolph, Rutledge, Starkweather, Shumway, Sims, Slocumb, Stickney, Stokes, Tucker, White, Williamson, Wynne and Mr. Speaker.—44.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Rock Island, Barber, Blakeman, Bragg, Constant, Cross, Curts, Davis, D'Wolf, Eads, Eddy, Everett, Fry, Glover, Hansford, Harrington, Huffman, Kinney, Kretsinger, Little of Fulton, Little of Will, Logan of Sangamon, McConnel, Mann, Martin, Miller, Miner, Morris, Morrison of Monroe, Morton, O'Conner, Omelveny, Peirson, Remann, Reynolds, Ruddle, Robb, Robeson of Woodford, Robinson of Menard, Stanley, Stark, Seehorn, Sherman, Skinner, Stookey, Swing, Thomas of Morgan, Turner, Wallace, Wardlaw, Watson, West, Wilcox, Williams and Wright.—56.

Said bill was referred to the committee on Finance.

A bill for "An act supplemental to an act entitled 'An act to authorize the appointment of Commissioners in other States,' approved March 1, 1845," was read a second time, and,

On motion of Mr. Thomas of Morgan,

Referred to the committee on the Judiciary.

A bill for "An act to amend 'An act to establish and maintain Common Schools,' approved February 26, 1815," was read a second time, and

On motion of Mr. Shumway,

Referred to the committee on Education.

On motion of Mr. Boyakin,

The rule was dispensed with, and a bill for "An act to define the rights of husband and wife in their property," was read a second time by its title.

Mr. D'Wolf moved to refer said bill to a select committee; when

On motion of Mr. Thomas of Morgan,

Said bill was referred to the committee on the Judiciary.

A bill for "An act for the benefit of the Canton election precinct, in Fulton county, was read a second time, and

*Ordered* to be engrossed for a third reading.

On motion of Mr. McDowell,

The rule was suspended, and said bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

A bill for "An act to define the law in relation to defendants in criminal cases," was read a second time, and

On motion of Mr. Wynne,

Referred to the committee on the Judiciary.

A bill for "An act to legalize the sale of lot one in block five, and lots two and three in block six, in Jerseyville," was read a second time, and,

On motion of Mr. Blakeman,

Referred to the committee on the Judiciary.

A bill for "An act to amend chapter thirty-nine of the Revised Statutes of 1845," was read a second time.

The question being taken on ordering the bill to be engrossed for a third reading, it was decided in the negative.

A bill for "An act to amend 'An act relative to Justices of the Peace and Constables,' approved March 3, 1845," was read a second time.

On motion of Mr. Everett,

Said bill was laid on the table.

A bill for "An act to lay out and locate certain State Roads therein named," was read a second time.

Mr. Kinney moved to refer said bill to a select committee.

Mr. West moved to refer said bill to the committee on State Roads, which was not agreed to.

The question then recurring on the motion of reference to a select committee, it was decided in the affirmative.

*Ordered*, That Messrs. Kinney, Eddy, Reynolds, Harrington and Peirson, be said committee.

A bill for "An act to amend 'An act to locate a State road from Batavia, in Kane county, to David Bennet's, in Dupage county,' approved Feb. 11, 1845," was read a second time, and

*Ordered* to be engrossed for a third reading.

On motion of Mr. Kinney,

The rule was dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in the passage thereof.

On motion of Mr. Pickering,

The rule was dispensed with, and leave given him to submit the following resolution, which was read and adopted.

*Resolved*, That the committee on Finance be instructed to inquire into the propriety of reporting at an early day, and recommending the passage of a bill for "An act making partial appropriations, and for other purposes,"

Mr. Robeson of Woodford, moved to dispense with the rule, to enable him to introduce a resolution relative to the reception of new business and the adjournment of the Legislature.

Objections being made to a suspension of the rule, the yeas and nays were demanded by Messrs. Reynolds, and Robeson of Woodford; when,

On motion,

The House adjourned, until two o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

On motion of Mr. Shumway,

A call of the House was ordered; when

It appeared that the following members were absent, viz:

Messrs. Archer, Boyle, Cross, Cunningham, Dana, Eddy, Enloe, Fry, Harpole, Hayes, Hick, Linder, Logan of Sangamon, McLain, Marshall, Morrison of Hancock, Ozburn, Ruddell, Sherman, Swing, Thomas of Morgan, Underwood and West.

The question pending when the House adjourned, on the motion made by Mr. Robeson of Woodford, to dispense with the rule, to enable him to submit a resolution relative to the reception of new business, and the adjournment of the Legislature, coming up for consideration, it was decided in the negative, by three-fourths not voting therefor, as follows: yeas 63, nays 34.

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Brown, Bailey of Rock Island, Barber, Blakeman, Boyakin, Bragg, Cantrill, Casey, Caswell, Chapman, Cockle, Creel, Davis, Dawson, D'Wolf, Erwin, Everett, Fry, Glenn, Glover, Griffith, Grubb, Hansford, Harrington, Harpole, Higgins, Hodges, Johnston, Kinney, Little of Will, Logan of Jackson, Lukins, Mann, Martin, Miller, Morrison of Monroe, Morton, O'Conner, Omelveny, Ozburn, Prevo, Randolph, Reynolds, Ruddle, Robeson of Woodford, Rutledge, Stark, Seehorn, Shumway, Skinner, Slocum, Smith, Stickney, Stokes, Stookey, Underwood, Watson, West, White, Williams, Wright and Mr. Speaker.—63.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Fulton, Buckley, Curts, Eads, Funkhouser, Hart, Hayes, Hick, Huffman, Janney, Kretsinger, Little of Fulton, Long, McConnel, McDowell, McLain, Miner, Morris, Peirson, Pickering, Remann, Robb, Robinson of Menard, Stanley, Starkweather, Sims, Tucker, Turner, Wallace, Wardlaw, Wilcox, Williamson and Wynne.—34.

A bill for "An act to vacate the town plat of Delevan in Fulton county," was read a second time, and

On motion of Mr. Robeson of Woodford,

Referred to the committee on the Judiciary.

A bill for "An act to amend the laws relative to roads," was read a second time.

On motion of Mr. Everett,

The further action on said bill was postponed indefinitely.

A bill for "An act authorizing the county commissioners of the county of Iroquois to borrow money for certain purposes," was read a second time, and

Ordered to be engrossed for a third reading.

On motion of Mr. Stanley,

The rule was dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in the passage thereof.

A bill for "An act to repeal section eighteen, chapter twenty-nine of the Revised Statutes of 1845," was read the second time, and,

On motion of Mr. Stickney,

Referred to the committee on the Judiciary.

A bill for "An act to prevent loss or inconvenience to suitors and others on account of the temporary absence or indisposition of justices of the peace," was read a second time, and

On motion of Mr. Mann,

Laid on the table.

A bill for "An act to legalize the assessment of lands sold for taxes," was read a second time, and,

On motion of Mr. Thomas of Morgan.

Referred to the committee on the Judiciary.

A bill for "An act concerning redemption of lands sold under decrees in chancery, and for other purposes," was read a second time, and.

On motion of Mr. Martin,

Referred to the committee on the Judiciary.

A bill for "An act to incorporate the German Catholic Beneficent Brothers' Society of Adams county," was read a second time, and

*Ordered* to be engrossed for a third reading.

On motion of Mr. Seehorn,

The rule was dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid and that the Clerk inform the Senate thereof, and ask their concurrence in the passage thereof.

A bill for "An act to locate a State road from Astoria via Wentworth's Mills to Lewistown in Fulton county," was read a second time, and

On motion of Mr. McLain,

Referred to the committee on State Roads.

"A bill for "An act for the relief of Albert Ellis," was read a second time, and

*Ordered* to be engrossed for a third reading.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in the passage thereof.

A bill for "An act forming the village of Prairie Du Pont into a School District," was read a second time, and

*Ordered* to be engrossed for a third reading.

A bill for "An act to amend the law in relation to the securities of guardians," was read the second time, and

*Ordered* to be engrossed for a third reading.

On motion of Mr. Boyakin,

The rule was dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in the same.

A bill for "An act to amend the road law," was read the second time, and,

On motion of Mr. Funkhouser,

Referred to the committee on State Roads.

A bill for "An act to abolish imprisonment for debt or damages," was read the second time, and

*Ordered* to be engrossed for a third reading.

A bill for "An act to amend 'An act to incorporate the Illinois Mutual Fire Insurance company,'" was read the second time, and

*Ordered* to be engrossed for a third reading.

On motion of Mr. D'Wolf,

The rule was dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in the same.

A bill for "An act concerning the depot at Cairo," was read the second time.

Mr. Thomas of Morgan, moved to refer the bill to the committee on Internal Improvements.

Mr. Hodges moved its reference to the committee on State Roads.

The question being taken on referring the bill to the committee on Internal Improvements, it was decided in the negative.

The bill was then referred to the committee on State Roads.

A bill for "An act to establish a retreat for the Insane," was read the second time.

Mr. Thomas of Morgan, moved to refer the bill to the select committee, to which was referred that portion of the Governor's inaugural address relating to the insane.

Mr. Dawson, moved its reference to the committee on Finance; which was not agreed to.

The bill was then referred to the select committee.

A bill for "An act to amend the school laws now in force, and to increase the township school fund," was read the second time, and

On motion of Mr. Johnston,

Referred to the committee on Education.

A bill for "An act to amend 'An act changing the estray law,' approved, March 3, 1845," was read the second time, and

On motion of Mr. Morrison of Mouroe,

Referred to a select committee of five.

*Ordered*, That Messrs. Morrison of Monroe, Archer, Sherman, Prevost, and Blakeman, be that committee.

On motion of Mr. McLain,

The rule was dispensed with, and a bill for "An act to authorize the county commissioners of Effingham county to build a bridge over the Little Wabash river, in said county," was read the second time by the title, and

On motion of Mr. Funkhouser,

Referred to the committee on State Roads.



A bill for "An act to amend the several acts relating to public roads," was read the second time, and

*Ordered* to be engrossed for a third reading.

A bill for "An act to amend the 30th section of the 36th chapter of Revised Laws of 1845, on judgments in ejectment," was read the second time by the title, and,

On motion of Mr. Morris,

Referred to the committee on the Judiciary.

On motion of Mr. Erwin,

The rule was dispensed with, and a bill for "An act to incorporate Jefferson Lodge No. 7, of the Independent Order of Odd Fellows of the town of Belleville," was read the second time by the title, and

*Ordered* to be engrossed for a third reading.

Mr. Underwood moved to dispense with the rule, and read the bill the third time by the title; which was not agreed to.

A bill for "An act to amend the practice act," was read the second time, and,

On motion of Mr. Morris,

Referred to the committee on the Judiciary.

A bill for "An act to amend the city charter of the city of Quincy," was read the second time, and,

On motion of Mr. Morris,

Referred to the committee on Banks and Corporations.

A bill for "An act to establish a ferry across the Mississippi river, at the foot of the lower rapids in Hancock county, Illinois, to the town of Keokuck, in Lee county, Iowa," was read the second time.

Mr. Stark moved to lay the bill on the table till the fourth of July.

Mr. Rutledge moved its reference to the committee on Banks and Corporations.

The question being taken on the motion to lay the bill on the table till the fourth of July, it was decided in the affirmative.

A bill for "An act providing for the election of public administrators," was read the second time, and,

On motion of Mr. Omelveny,

Referred to the committee on the Judiciary.

A bill for "An act concerning certain townships therein named in Cass county," was read the second time, and

*Ordered* to be engrossed for a third reading.

A bill for "An act to regulate the rules of evidence in certain cases, and for other purposes," was read, and

On motion of Mr. Pickering,

Referred to the committee on the Judiciary.

A bill for "An act in relation to criminal jurisprudence," was read the second time, and,

On motion of Mr. Marshall,

Referred to the committee on the Judiciary.

A bill for "An act to repeal the eighth section of the interest law," was read the second time, and,

On motion of Mr. Martin,

Referred to the committee on Finance.

A bill for "An act to amend 'An act for the relief of the heirs of Tyler D. Hewett, deceased,'" was read the second time, and,

On motion of Mr. Rutledge,

Referred to the committee on Salines and Saline Lands.

A bill for "An act to simplify proceedings at law in certain cases," was read the second time.

Mr. Thomas of Morgan, moved to lay the bill on the table, until the fourth of July; when,

On motion of Mr. Little of Fulton,

The bill was referred to the committee on the Judiciary.

A bill for "An act to vacate a portion of the town plat of Woodburn in the county of Macoupin," was read the second time, and,

On motion of Mr. Robeson of Woodford,

Referred to the committee on the Judiciary.

A bill for "An act to investigate and settle the business in the Canal office," was read a second time, and,

On motion of Mr. Glover,

Referred to the committee on Canal and Canal Lands.

A bill for "An act to change the time of holding courts in the second judicial circuit," was read a second time, and,

On motion of Mr. Williamson,

Referred to a select committee to consist of the members of the second judicial circuit.

A bill for "An act to incorporate the Hainesville Steam Mill Company," was read a second time, and,

On motion of Mr. Everett,

Referred to the committee on Banks and Corporations.

A bill for "An act to authorize the Protestant Episcopal Church of this State to raise a fund for the support of a bishop and for other purposes," was read a second time, and,

On motion of Mr. Hayes,

Referred to the committee on Banks and Corporations.

A bill for "An act to repeal 'An act for the further restriction of imprisonment for debt,' approved, February 28, 1845," was read a second time, and,

On motion of Mr. Austin,

Referred to the committee on the Judiciary.

A bill for "An act to incorporate the Griggsville Cemetery," was read a second time, and

*Ordered* to be engrossed for a third reading.

A bill for "An act to amend 'An act relative to schools,' approved, February 26, 1845," was read a second time, and,

On motion of Mr. Omelveny,

Referred to the committee on Education.

A bill for "An act to amend 'An act concerning inclosures,' approved, March 3d, 1845," was read a second time, and

*Ordered* to be engrossed for a third reading.

A bill for "An act relative to surviving partners," was read a second time, and,

On motion of Mr. Omelveny,

Referred to the committee on the Judiciary.

A bill for "An act to amend 'An act in relation to the town of Ottawa,'" was read a second time.

Mr. Barber moved to amend the bill by striking out the eighth section.

On motion of Mr. Glover,

Said bill was referred to the committee on Banks and Corporations.

A bill for "An act to vacate a certain alley in the town of Rushville, Schuyler county," was read a second time, and

*Ordered* to be engrossed for a third reading.

A bill for "An act for the relief of the Spoon river Navigation Company," was read a second time, and,

On motion of Mr. Little of Fulton,

Referred to the committee on Internal Improvements.

On motion of Mr. Omelveny,

The rule was dispensed with, and leave given him to submit the following preamble and resolutions, which were read:

*WHEREAS*, The government of the United States are engaged in war, and it being desirable that the same should be prosecuted with vigor and energy on the part of this government, and terminate as speedily as possible by taking the capital of Mexico, if necessary to its honorable termination; therefore, be it

*Resolved by the House of Representatives, the Senate concurring herein*, That our Senators in Congress be instructed and our members requested to vote for every proposition constitutional and practicable for raising men and money to carry on the war, and that they aid by every means in their power any measure or proposition that in their opinion will nerve the arm of government to increased vigor in the prosecution of the same.

*Resolved*, That the Governor of this State forward a copy of this preamble and resolution to each of our Senators and members in Congress with all possible speed.

The question being taken on the adoption of the preamble and resolution, it was unanimously decided in the affirmative.

On motion,

The House adjourned.

## TUESDAY, FEBRUARY 2, 1847.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Bergen.

On motion of Mr. Glover,

The reading of yesterday's journal was dispensed with.

On motion of Mr. Reynolds,

The rule was dispensed with, and a Senate bill for "An act to authorize the repairing of the Governor's house," was read a third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

On motion of Mr. Glover,

The order of business was suspended, and bills on their second reading were taken up for consideration.

A bill for "An act declaring a certain road therein named a State road," was read a second time, and

*Ordered* to be engrossed for a third reading.

Mr. Shumway moved to dispense with the rule, to enable him to make a report from the committee on Finance; when,

It appearing there was no quorum voting,

Mr. Morris moved a call of the House; which was not agreed to.

The question was then taken on dispensing with the rule, and decided in the negative, by yeas and nays, on the demand of Messrs. Glover and Prevo, (three-fourths not voting therefor,) as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Fulton, Barber, Buckley, Caswell, Chapman, Constant, Davis, D'Wolf, Everett, Glover, Grubb, Hansford, Harrington, Harpole, Hart, Hayes, Hick, Higgins, Janney, Kinney, Kretsinger, Linder, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, Long, McConnel, McDowell, McLain, Mann, Marshall, Martin, Miller, Morris, Morrison of Monroe, Morton, Omelveny, Ozburn, Peirson, Remann, Reynolds, Ruddle, Robeson of Woodford, Robinson of Menard, Rutledge, Stanley, Starkweather, Seehorn, Sherman, Shumway, Skinner, Slocumb, Swing, Thomas of Morgan, Wallace, Wardlaw, Watson, West, Williams, Wright, Wynne and Mr. Speaker.—64.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Rock Island, Blakeman, Boyakin, Cantrill, Casey, Creel, Cross, Cunningham, Curts, Dawson, Eads, Enloe, Erwin, Fankhouser, Glenn, Gilmore, Griffith, Hodges, Huffman, Johnston, Lukins, Miner, Prevo, Randolph, Robb, Stark, Smith, Stokes, Stookey, Tucker, Turner, Underwood, White and Williamson—35.

A bill for "An act to amend the seventh section of the thirty-seventh chapter of the Revised Statutes, concerning 'Elections,'" was read a second time, and,

On motion of Mr. Little of Fulton,

Referred to the committee on Elections.

A bill for "An act in relation to Circuit Attorneys," was read a second time.

Mr. Robeson of Woodford moved to refer said bill to the committee on Canal and Canal Lands.

Mr. Underwood moved to refer said bill to the committee on the Judiciary.

The question was then taken on the motion of reference to the committee on Canal and Canal Lands, and decided in the negative.

The bill was referred to the committee on the Judiciary.

On motion of Mr. Underwood,

The rule was dispensed with, and a bill for "An act to incorporate the town of Oquawka," was read a second time by the title, and,

On motion of Mr. Huffman,

Referred to the committee on Banks and Corporations.

A bill for "An act regulating the sale of real estate," was read a second time, and,

On motion of Mr. Thomas of Morgan,

Referred to the committee on the Judiciary.

A bill for "An act to amend 'An act to incorporate the Galena and Chicago Union Rail Road Company,' approved January 16, 1836," and 'An act to amend the same,' approved 4th March, 1837, was read the second time.

Mr. Sherman moved to refer the bill to the committee on Internal Improvements.

Mr. Cunningham moved its reference to the committee on Banks and Corporations.

The question was then taken on referring the bill to the committee on Internal Improvements, and decided in the affirmative.

A bill for "An act to incorporate the Grand Lodge of Illinois of Ancient Free and Accepted Masons," was read the second time, and,

On motion of Mr. Little of Will,

Referred to the committee on Banks and Corporations.

Mr. Omelveny, from the committee on Engrossed and Enrolled Bills, reported as correctly enrolled, and laid before the Council of Revision, a bill for "An act for the re-location of the county seat of Randolph county."

A bill for "An act to amend the revenue law," was read the second time, and,

On motion of Mr. Reynolds,

Referred to the committee on the Judiciary.

A bill for "An act to amend the law in relation to bastardy," was read the second time, and,

On motion of Mr. Cunningham,

Referred to the committee on the Judiciary.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and a bill for "An act regulating the terms of holding court in the first judicial circuit," was read the second time by the title, and

Referred to the committee on the Judiciary.

A bill for "An act regulating costs in certain cases," was read the second time, and,

On motion of Mr. Thomas of Morgan,

Referred to the committee on the Judiciary.

A bill for "An act for the benefit of the heirs of George Morris, deceased, late of Effingham county," was read the second time, and

Ordered to be engrossed for a third reading.

On motion of Mr. Funkhouser,

The rule was dispensed with, and a bill for "An act to establish the Alton City Court," was read the second time by the title.

Mr. Martin moved to amend the bill, by inserting the following, as an additional section:

"That whenever any defendant or defendants shall make affidavit that they reside in the county of Madison, and out of the limits of the city of Alton, and that they believe they can obtain justice at less expense and more satisfactorily in the Madison Circuit Court than in the Alton City Court, it shall be the duty of the Judge of the Alton City Court to grant a change of venue to such defendant or defendants to the Madison Circuit Court; and thereupon the Clerk of the Alton City Court shall take the same steps to remove the cause to the Madison County Circuit Court, and the same proceedings shall be had as is now provided by law in changes of venue in the Circuit Courts; and a change of venue shall be allowed in all cases in the same manner and under the same rules and regulations as now exist in the Circuit Court."

On motion of Mr. Martin,

The bill and proposed amendment were referred to the committee on the Judiciary.

On motion of Funkhouser,

The rule was dispensed with, and a bill for "An act further to amend an act, entitled 'An act to incorporate the city of Alton,' approved January 21, 1837," was read the second time by the title, and,

On motion of Mr. Huffman,

Referred to the committee on Banks and Corporations.

A bill for "An act to amend the practice act," was read a second time.

Mr. Stickney moved to amend the bill, by adding the following:

"Provided, That the said Judge may make such corrections, in writing, to the instructions, approved before signing the same, as requested."

Mr. Sims moved to lay the bill and proposed amendment on the table; which was not agreed to.

On motion of Mr. Morris,

The main question was ordered.

The question was then taken on the adoption of the amendment proposed by Mr. Stickney, and decided in the negative.

The question was then taken on ordering the bill to be engrossed for a third reading, and decided in the affirmative, by yeas and nays, and on demand of Messrs. Stickney and Casey, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Boyakin, Boyle, Bragg, Cantrill, Casey, Caswell, Chapman, Constant, Creel, Cunningham, Curtis, Davis, Dawson, Eads, Eddy, Enloe, Everett, Fry, Funkhouser, Glenn, Gilmore, Glover, Griffith, Grubb, Hansford, Harpole, Hart, Hayes, Hick, Higgins, Hodges, Hoffman, Janney, Johnston, Kretsinger, Linder, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, Long, Lukins, McConnell, McDowell, McLain, Mann, Miller, Morris, Morrison of Hancock, Morrison of Monroe, Morton, O'Conner, Omelveny, Ozburn, Peirson, Pickering, Prevo, Randolph, Remann, Reynolds, Ruddell, Robb, Robeson of Woodord, Robinson of Menard, Rutledge, Stanley, Seehorn, Shumway, Slocumb, Stokes, Stookey, Swing, Tappan, Tucker, Turner, Underwood, Wallace, Wardlaw, Watson, West, White, Wilcox, Williams, Williamson, Wright, Wynne and Mr. Speaker.—94.

Those who voted in the negative, are.

Messrs. Buckley, Erwin, Marshall, Starkweather, Sims, Stickney and Thomas of Morgan.—7.

On motion of Mr. Reynolds,

The rule was dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that Clerk inform the Senate thereof, and ask their concurrence in its passage.

A bill for "An act to amend an act, entitled 'Interest,' approved March 3, 1845," was read a second time.

Mr. Glover moved to postpone indefinitely the further consideration of said bill.

On motion of Mr. Pickering,

Said motion of indefinite postponement was laid on the table

Mr. Pickering moved to amend the bill, by adding the following, as an additional section:

"That all money in this State, shall be placed under the care of guardians, to be loaned under the provisions of this act."

On motion of Mr. Glover,

Said amendment was laid on the table.

Mr. Pickering moved to postpone indefinitely the further consideration of said bill.

On motion of Mr. Wynne,

The main question was ordered.

The question then recurred on ordering the bill to be engrossed for a third reading, and was decided in the negative, by yeas and nays, on the demand of Messrs. McLain and Blakeman, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Cantrill, Caswell, Constant, Cross, Davis, D'Wolf, Eads, Glenn, Gilmore, Hayes, Huffman, Kinney, Kretsinger, Linder, Little of Fulton, Little of Will, Logan of Sangamon, McConnel, McDowell, McLain, Mann, Marshall, Miner, Morrison of Monroce, Omelveny, Ozburn, Peirson, Reynolds, Ruddle, Robb, Robeson of Woodford, Stanley, Stark, Seehorn, Stoekey, Swing, Turner, Underwood, Wallace, Watson, Wilcox, Williams and Wright—48.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Brown, Boyakin, Boyle, Bragg, Brown, Buckley, Casey, Chapman, Cockle, Creel, Cunningham, Curts, Dawson, Enloe, Erwin, Funkhouser, Glover, Griffith, Grubb, Hansford, Harpole, Hart, Hick, Higgins, Janney, Johnston, L. kins, Martin, Miller, Morris, Morrison of Hancock, Morton, Pickering, Prevo, Randolph, Robinson of Menard, Rutledge, Starkweather, Shumway, Sims, Stickney, Stokes, Thomas of Morgan, Tucker, Warlaw, West, White, Williamson, Wynne and Mr. Speaker.—51.

On motion,

The House adjourned until 2 o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

The Speaker laid before the House a communication from the Governor, transmitting resolutions adopted at a public meeting in the county of Franklin, relative to the difficulties in Massac county; which were read.

Mr. Stickney moved to refer the communication and resolutions to the committee on the Militia.

On motion of Mr. Higgins,

The communication and resolutions were referred to the committee on the Militia, with instructions to report on the subject as soon as practicable.

The Speaker also laid before the House a communication from the Secretary of State, enclosing a copy of the resolutions of the General Assembly of this State, passed at the session of 1820-21, in relation to the con-

current jurisdiction of this State with Kentucky on the Ohio river, so far as said river forms a boundary to both; which was read, and,

On motion of Mr. Boyakin,

Referred to the select committee appointed some time since on that subject.

On motion of Mr. Wright,

The rule was dispensed with, and leave given him to submit the following resolution, which was read, and adopted:

*Resolved*, That the Secretary of State submit to this House the annual emoluments and perquisites attached to his office.

On motion of Mr. Underwood,

The House proceeded to the consideration of bills on their second reading.

Mr. Underwood moved to dispense with the rule, and read said bills the second time by their title; which was not agreed to.

A bill for "An act in relation to the records of Peoria county," was read a second time, and

*Ordered* to be engrossed for a third reading.

A bill for "An act in relation to turnpike gates, toll bridges and ferries," was read a second time.

Mr. Archer moved to refer said bill to the committee on State Roads, and

The question being taken, it appeared that there was no quorum voting.

Mr. McDowell moved a call of the House.

The question being taken, it appeared that there was no quorum voting.

The question then recurring on referring the bill to the committee on State Roads, it was decided in the affirmative, by yeas and nays, on the demand of Messrs. Casey and Boyakin, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Fulton, Bailey of Rock Island, Barber, Blake-man, Buckley, Cantrill, Chapman, Cockle, Constant, Creel, Curts, Funkhouser, Glover, Hansford, Hayes, Hick, Higgins, Huffman, Janney, Logan of Sangamon, McConnell, McDowell, McLain, Mann, Miner, Morton, O'Conner, Omelveny, Peirson, Pickering, Remann, Reynolds, Robb, Robeson of Woodford, Robinson of Menard, Starkweather, Seehorn, Sherman, Shumway, Sims, Smith, Stickney, Stookey, Tucker, Turner, Underwood, Wardlaw, West, Wilcox, Williams, Wright, Wynne and Mr. Speaker.—54.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Brown, Boyakin, Boyle, Bragg, Casey, Caswell, Cross, Cunningham, Davis, Dawson, Eads, Enloe, Erwin, Everett, Glenn, Gilmore, Griffith, Grubb, Harpole, Hart, Hodges, Johnston, Kinney, Kretsinger, Linder, Little of Fulton, Little of Will, Long, Lukins, Marshall, Martin, Miller, Morris, Morrison of Hancock, Morrison of Monroe, Prevo, Randolph, Ruddle, Rutledge, Stark, Stokes, Swing, Thomas of Morgan, Wallace and Williamson.—46.

A bill for "An act for the relief of Harman T. Willson," was read a second time.

Mr. Johnston moved to lay said bill on the table; which was not agreed to, by yeas and nays, on the demand of Messrs. Little of Fulton, and Morris, as follows:



Those who voted in the affirmative, are,

Messrs. Bragg, Cantrill, Casey, Creel, Cunningham, Curts, Davis, Dawson, Eads, Enloe, Erwin, Hansford, Hodges, Huffinan, Johnston, Miner, Ozburn, Prevo, Rutledge, Starkweather, Stokes, Stookey, Swing, Williamson and Wright.—26.

Those who voted in the negative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Boyakin, Boyle, Brown, Buckley, Caswell, Cockle, Constant, Cross, D'Wolf, Everett, Funkhouser, Glenn, Gilmore, Glover, Griffith, Grubb, Harpole, Hart, Hayes, Hick, Higgins, Janney, Kinney, Kretsinger, Linder, Little of Fulton, Little of Will. Logan of Sangamon, Long, Lukins, McConnel, McDowell, McLain, Mann, Marshall, Martin, Miller, Morris, Morrison of Hancock, Morrison of Monroe, Morton, O'Conner, Omelveny, Peirson, Pickering, Randolph, Remann, Reynolds, Ruddle, Robb, Robeson of Woodford, Robinson of Menard, Stark, Seehorn, Sherman, Shumway, Sims, Stickney, Thomas of Morgan, Tucker, Turner, Underwood, Wallace, Wardlaw, Watson, West, Wilcox, Williams and Mr. Speaker.—76.

The bill was then

*Ordered* to be engrossed for a third reading.

A bill for "An act to amend 'An act granting certain powers to the Trustees of Shawneetown,' approved January 22, 1831," was read a second time, and,

On motion of Mr. Stickney,

Referred to the committee on Banks and Corporations.

A bill for "An act to define the practice of law," was read a second time, and,

On motion of Mr. Williamson,

Referred to the committee on the Judiciary.

Mr. Linder moved that all local bills be read the second time by their title; which was not agreed to.

On motion of Mr. Constant,

The rule was dispensed with, and the bill for "An act to legalize the sale of certain school lands therein named," was read the second time, and

Referred to the committee on Education.

On motion of Mr. Logan of Sangamon,

The rule was dispensed with, and a bill for "An act entitled 'An act to incorporate Chicago University,'" was read a second time by the title, and,

On motion of Mr. Sherman,

Referred to the committee on Education.

A bill for "An act to amend the 'Act relative to mills and millers,'" was read a second time, and,

On motion of Mr. Huffman,

Referred to the committee on Internal Improvements.

A bill for "An act to repeal the charter of the town of Vandalia," was read a second time, and,

On motion of Mr. Remann,

Referred to the committee on Banks and Corporations.

A bill for "An act to incorporate the town of Shawneetown," was read a second time, and,

On motion of Mr. Stickney,

Referred to the committee on Banks and Corporations.

A bill for "An act to amend 'An act concerning wood yards,' approved February 28, 1845," was read a second time, and,

On motion of Mr. Logan of Sangamon,

Referred to the committee on the Judiciary.

A bill for "An act to provide for the sale of the property of idiots, lunatics, and insane persons," was read a second time, and,

On motion of Mr. Dawson,

Referred to the committee on the Judiciary,

A bill for "An act to establish a State road from Jacksonville to Alton," was read a second time, and

*Ordered* to be engrossed for a third reading.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have concurred with the House of Representatives in the adoption of their resolutions instructing our Senators, &c., in Congress, to vote for raising men and appropriating money, in order to the due and vigorous prosecution of the existing war with Mexico, &c.

A bill for "An act to amend sundry sections of the school laws therein named," was read the second time, and,

On motion of Mr. Bailey of Rock Island,

Referred to the committee on Education.

A bill for "An act to increase the salary of the Justices the of Supreme Court," was read a second time.

Mr. Hart moved to refer the bill to the committee on the Judiciary.

Mr. Shumway moved to lay said bill on the table; which was decided in the affirmative, by yeas and nays, on the demand of Messrs. Dawson and Lukins, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Blakeman, Boyakin, Boyle, Bragg, Brown, Cantrill, Casey, Caswell, Constant, Creel, Cross, Cunningham, Curtis, Davis, Dawson, Eads, Enloe, Erwin, Glenn, Gilmore, Griffith, Hansford, Hayes, Hodges, Huffman, Janney, Johnston, Linder, Little of Fulton, Lukins, McConnel, McDowell, McLain, Mann, Marshall, Martin, Miner, Morrison of Monroe, Ozburn, Prevo, Randolph, Robb, Robeson of Woodford, Rutledge, Starkweather, Shumway, Sims, Smith, Stickney, Stokes, Stookey, Swing, Tucker, Underwood, Watson, White, Williams, Williamson and Wright.—61.

Those who voted in the negative, are,

Messrs. Austin, Barber, Chapman, Cockle, D'Wolf, Everett, Funkhouser, Glover, Grubb, Harpole, Hick, Higgins, Kinney, Kretsinger, Little of Will, Logan of Sangamon, Long, Miller, Morris, Morrison of Hancock, Morton, Omelveny, Peirson, Pickering, Remann, Ruddle, Reynolds, Robinson of Menard, Stanley, Stark, Seehorn, Sherman, Thomas of Morgan, Turner, Wallace, Wardlaw, West, Wilcox, Wynne and Mr. Speaker.—40.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have adopted a resolution, in which they desire the concurrence of the House of Representatives, proposing that the

General Assembly receive no new business after the 10th instant, and on the 22d instant adjourn *sine die*.

Mr. Reynold moved to dispense with the rule, and take up for consideration a Senate message; which was not agreed to, by yeas and nays, on the demand of Messrs. Reynolds and Smith, (three-fourths of the members not voting therefor,) as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Rock Island, Barber, Blakeman, Boyakin, Boyle, Brown, Buckley, Cantrill, Casey, Caswell, Chapman, Cockle, Constant, Creel, Cross, Cunningham, Davis, Dawson, D'Wolf, Enloe, Erwin, Everett, Glenn, Gilmore, Glover, Griffith, Hansford, Hart, Hick, Hodges, Huffinan, Janney, Johnston, Kinney, Linder, Little of Fulton, Little of Will, Lukins, McConnel, McDowell, Mann, Martin, Miller, Morrison of Hancock, Morrison of Monroe, Morton, Omelveny, Ozburn, Prevo, Randolph, Reynolds, Ruddle, Robb, Robeson of Woodford, Rutledge, Stark, Starkweather, Seehorn, Shumway, Sherman, Sims, Smith, Stickney, Stokes, Stookey, Swing, Thomas of Morgan, Underwood, Watson, White, Wilcox, Williams, Wright and Mr. Speaker.—77.

Those who voted in the negative, are,

Messrs. Bailey of Fulton, Curts, Eads, Funkhouser, Grubb, Harpole, Hayes, Higgins, Kretsinger, Logan of Sangamon, Long, McLain, Marshall, Morris, Peirson, Pickering, Remann, Robinson of Menard, Stanley, Tucker Turner, Wallace, Wardlaw, West, Williamson and Wynne.—26.

A bill for "An act for the compensation of Patrick Ballingall, for extra services as State's Attorney of the Cook County Court," was read a second time, and,

On motion of Mr. Sherman,

Referred to the committee on Finance.

On motion of Mr. Reynolds,

The rule was dispensed with, and a bill for "An act to remit certain taxes assessed for State revenue of 1839, upon lots and blocks in Nathaniel Pope and others' addition to Alton," was read a second time by the title, and

Referred to the committee on Finance.

A bill for "An act making appropriations for the purposes therein specified," was read a second time.

On motion of Mr. Pickering,

The bill was amended, by striking out all that refers to printing.

The bill, as amended, was

Ordered to be engrossed for a third reading.

On motion of Mr. Pickering,

The rule was dispensed with, and the bill read a third time by the title, and passed.

Ordered, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

A bill for "An act to amend an act, entitled 'An act to incorporate the Chicago and Rock River Plank Road Company,' approved January 1, 1845," was read a second time, and,

On motion of Mr. Kretsinger,

Referred to the committee on the Judiciary.

A bill for "An act to facilitate the examination of the title to real estate," was read the second time, and,

On motion of Mr. Cunningham,

Referred to the committee on the Judiciary.

On motion of Mr. Boyakin,

The vote taken on the passage of a bill for "An act making appropriations for the purposes therein specified," was re-considered.

On motion of Mr. Morris,

The bill was amended, by inserting before the word "attendance" the words "John E. Roll, for," in the first section.

The bill, as amended, was then passed.

A bill for "An act in respect to the sale of lands for taxes, and for the easier redemption thereof," was read a second time, and,

On motion of Mr. Reynolds,

Referred to the committee on the Judiciary.

A bill for "An act for an equitable division of the school funds belonging to township one south, range five west," was read a second time, and

*Ordered* to be engrossed for a third reading.

On motion of Mr. White,

The rule was dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

A bill for "An act to maintain the majesty of the law," was read a second time, and,

On motion of Mr. Cunningham,

Referred to the committee on the Judiciary.

A bill for "An act to provide for the election of supervisors of roads," was read a second time.

Mr. Little of Fulton moved to refer said bill to the committee on Counties.

On motion of Mr. Casey,

Said bill was laid on the table.

A bill for "An act to vacate a certain public street or alley in Sims' addition to the town of Canton," was read a second time, and

*Ordered* to be engrossed for a third reading.

On motion of Mr. Huffman,

The rule was dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

A bill for "An act to authorize Harley Ives to establish a ferry on the Mississippi river at New Boston," was read the second time, and

*Ordered* to be engrossed for a third reading.

On motion of Mr. Gilmore,

The rule was dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

A bill for "An act to establish a ferry therein named," was read a second time, and

*Ordered* to be engrossed for a third reading.

On motion of Mr. Little of Fulton,

The rule was dispensed with, and the bill was read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

A bill for "An act for the relief of the sufferers by the late flood in the Wabash and Ohio rivers," was read the second time, and,

On motion of Mr. Marshall,

Referred to the committee on Finance.

A bill for "An act in relation to the fees of sheriffs, for summoning grand and traverse jurors," was read the second time.

Mr. Casey moved to refer the bill to the committee on Retrenchment; when,

On motion of Mr. Logan of Sangamon,

The bill was laid on the table, by yeas and nays, on the demand of Messrs. Linder and White, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Rock Island, Blakeman, Brown, Buckley, Cantrill, Caswell, Chapman, Cockle, Constant, Creel, Cross, Curts, Dawson, Eads, Erwin, Everett, Gilmore, Glover, Hansford, Harpole, Hart, Higgins, Huffman, Kinney, Linder, Little of Fulton, Logan of Sangamon, Lukins, McConnel, McDowell, McLain, Mann, Miller, Morris, Morrison of Hancock, Morton, Prevo, Randolph, Remann, Robb, Robinson of Menard, Stanley, Seehorn, Sherman, Sims, Smith, Stookey, Tucker, Turner, Underwood, Watson, Wilcox, Wynne and Mr. Speaker.—56.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Barber, Boyakin, Bragg, Casey, Cunningham, Davis, D'Wolf, Enloe, Fry, Funkhouser, Glenn, Griffith, Hayes, Hick, Hodges, Johnston, Little of Will, Marshall, Morrison of Monroe, Omelveny, Ozburn, Peirson, Pickering, Reynolds, Rutledge, Starkweather, Stickney, Stokes, Thomas of Morgan, Wallace, Wardlaw, White, Williams, Williamson and Wright.—38.

A bill for "An act in relation to tenants in common," was read the second time, and

*Ordered* to be engrossed for a third reading.

On motion of Mr. Boyakin,

The rule was dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

A bill for "An act for the benefit of James Marion Nelson, a minor," was read the second time, and

*Ordered* to be engrossed for a third reading.

On motion of Mr. Logan of Sangamon,

The rule was dispensed with, and a bill for "An act to change certain names therein mentioned," was read the second time.

On motion of Mr. Sherman,

The bill was amended, by adding the following, as an additional section, viz:

"That the name of Robert J. Jeffries, of the county of Sangamon, and State of Illinois, be and the same is hereby changed to that of Robert J. Stringfield."

*Ordered*, That the bill, as amended, be engrossed for a third reading.

On motion of Mr. Sherman,

The rule was dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Pickering,

The rule was dispensed with, and leave given him to introduce a bill for "An act providing for the payment of the cost of printing in the German language, the messages of Governors Ford and French; which was read, and

*Ordered* to a second reading.

On his further motion,

The rule was again dispensed with, and the bill read the second time by the title, and

*Ordered* to be engrossed for a third reading.

On his further motion,

The rule was again dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Hayes,

The rule was dispensed with, and leave given him to make a report from the select committee to which was referred a resolution relative to the sale of the mill property belonging to the State, in White county; when he made a report on that subject, accompanied by a bill for "An act to provide for the sale of public property in White county."

Pending the reading of the bill,

On motion,

The House adjourned.

### WEDNESDAY, FEBRUARY 3, 1847.

House met pursuant to adjournment.

On motion of Mr. Johnston,

The reading of the yesterday's journal was dispensed with.

Mr. Johnston moved to dispense with the rules and take up for consideration the Senate resolution relative to the reception of new business and the adjournment of Legislature; which was not agreed to.

On motion of Mr. Turner,

A call of the House was ordered.

When it appeared that the following members were absent:

Messrs. Archer, Bailey of Brown, Barber, Blakeman, Boyle, Bragg, Buckley, Chapman, Cockle, Creel, Cunningham, Curts, Dana, Davis, Eddy, Enloe, Everett, Fry, Funkhouser, Glover, Griffith, Grubb, Hansford,

Harrington, Harpole, Hart, Hick, Higgins, Hodges, Janny, Kretsinger, Linder, Logan of Jackson, Logan of Sangamon, Lukins, McLain, Mann, Marshall, Martin, Miller, Miner, Morris, Morrison of Hancock, Morrison of Monroe, O'Conner, Omelveny, Ozburn, Pickering, Randolph, Remann, Ruddle, Robb, Robinson of Menard, Rutledge, Stanley, Stark, Seehorn, Skinner, Slocumb, Stickney, Tucker, Turner, Wallace, Wardlaw, West, White, Wilcox, Williams, Wright and Wynne.

Mr. Hayes moved to dispense with further proceedings under the call, which was not agreed to.

Pending the call.

On motion of Mr. Funkhouser,

The rule was dispensed with, and leave given him to make a report from the select committee, to which was referred a bill for "An act to authorize James Cartright and company to build a mill dam across the little Wabash river," with a petition on the same subject, reported the same back without amendment, and recommended its passage; the bill was then,

*Ordered* to be engrossed for a third reading,

On motion of Mr. Shumway,

The rule was dispensed with, and leave given him to make a report from the committee on Finance, to which was referred a bill for "An act to refund money paid by R. M. Young, for this State," reported the same back with an amendment, which was read and concurred in.

On motion of Mr. Shumway,

The further consideration of said bill was postponed until two o'clock, P. M.

Mr. Cockle presented the petition of Andrew Gray, for a grant of the use of a portion of the Peoria and Warsaw Rail road; which, without reading, was,

On his motion,

Referred to the committee on Internal Improvements.

Mr. Tucker, on leave, introduced a bill for "An act to authorize the Recorder of Warren county, to change the number of lots therein named in the town of Monmouth;" which was read, and

*Ordered* to a second reading.

Mr. Shumway, from the committee on Finance, to which was referred a bill for "An act to repeal a part of an act therein named," on leave, reported the same back without amendment, and recommended its rejection.

The question was taken on ordering the bill to be engrossed for a third reading, and decided in the negative.

On motion of Mr. Reynolds,

The rule was dispensed with, and a Senate bill for "An act to authorize the Governor to pay certain drafts held by Messrs. Lyon and Howard," was read the third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and a Senate bill for "An act for the relief of the inhabitants of incorporated towns," was taken up, read, and

*Ordered to a second reading.*

Mr. Linder moved to dispense with the rule, and read the bill a second time by the title; which was not agreed to,

Mr. Dawson moved to dispense with the further proceedings under the call.

The question being taken, it appeared that there was no quorum voting.

Mr. Logan of Jackson, on leave, introduced a bill for "An act concerning the Muddy Saline Reservation;" which was read, and

*Ordered to a second reading.*

On motion of Mr. Logan of Jackson,

The rule was dispensed with, and the bill read a second time by the title.

Mr. Logan of Jackson, moved its reference to a select committee of five.

On motion of Mr. Johnston,

Said bill was referred to the committee on Salines.

On motion of Mr. Casey,

Further proceedings under the call were dispensed with, by yeas and nays, on the demand of Messrs. Casey and Smith, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Brown, Bailey of Rock Island, Barber, Blakeman, Casey, Caswell, Chapman, Cross, Cunningham, Curts, Davis, Dawson, Eads, Everett, Glenn, Gilmore, Glover, Harrington, Harpole, Hick, Higgins, Hodges, Huffman, Johnston, Kinney, Lukins, McConnel, Marshall, Miller, Miner, Morris, Morrison of Monroe, Morton, Prevo, Randolph, Remann, Reynolds, Ruddle, Robb, Robeson of Woodford, Robinson of Menard, Stanley, Stark, Seehorn, Sherman, Sims, Slocumb, Smith, Stookey, Thomas of Morgan, Wallace, Wardlaw, Watson, West, White, Wilcox, Williams, Williamson, Wright, Wynne and Mr. Speaker.—61.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Fulton, Boyakin, Brown, Buckley, Campbell, Cockle, Constant, Creel, D'Wolf, Enloe, Erwin, Funkhouser, Griffith, Hansford, Hart, Hayes, Janney, Kretsinger, Linder, Little of Fulton, Little of Will, Long, McDowell, Mann, Omelveny, Peirson, Rutledge, Starkweather, Shumway, Stokes, Swing, Tucker and Turner.—34.

Mr. Cunningham introduced a bill for "An act in relation to Pill Pedlers, and to increase the county Revenue;" which was read, and

*Ordered to a second reading.*

On motion of Mr. Tucker,

The rule was dispensed with, and leave given him to introduce a bill for "An act to locate a State road from Knoxville in Knox county, to McComb in McDonough county;" which was read the first time by the title, and

*Ordered to a second reading.*

Mr. Cross introduced a bill for "An act to legalize the acts of Trustees of Schools in township forty-five north of range two east in Winnebago county," which was read, and

*Ordered to a second reading.*

On motion of Mr. Cross,

The rule was dispensed with, and the bill read a second time by the title, and



*Ordered* to be engrossed for a third reading.

On motion of Mr. Shumway,

The rule was dispensed with, and leave given him to introduce a bill for "An act to locate a certain State road therein named;" which was read the first time by the title, and

*Ordered* to a second reading.

Mr. Cross, introduced a bill for "An act to improvement of the breed of sheep;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Sherman,

The rule was dispensed with, and the bill read a second time by the title, and,

On motion of Mr. Constant,

Said bill was referred to the committee on Agriculture and Manufactures.

On motion of Mr. D'Wolf,

The rule was dispensed with, and leave given him to introduce a bill for "An act to incorporate Piasa Lodge, No. 27, (twenty-seven) of Free and Accepted Masons;" which was read the first time by the title, and

*Ordered* to a second reading.

On motion of Mr. D'Wolf,

The rule was again dispensed with, and the bill read a second time by the title, and

Referred to the committee on Banks and Corporations.

Mr. Hart introduced a bill for "An act to establish a State Road from Springfield to Alton;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Hart,

The rule was dispensed with, and the bill read a second time by the title, and

Referred to a select committee of five.

*Ordered*, That Messrs. Hart, Constant, Long, D'Wolf and Fry, be said committee.

On motion of Mr. Skinner,

The rule was dispensed with, and leave given him to introduce a bill for "An act to amend an act entitled 'An act authorizing executors and administrators from other States to prosecute suits in this State,' approved March 3, 1845;" which was read the first time by the title, and

*Ordered* to a second reading.

Mr. Janney, introduced a bill for "An act to amend an act entitled 'Schools,' approved Feb. 26, 1845;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Janney,

The rule was dispensed with, and the bill read a second time by the title, and

Referred to the committee on Education.

On motion of Mr. Wilcox,

The rule was dispensed with, and leave given him to introduce a bill for "An act to incorporate Pekin Lodge, No. 29, of Free and Accepted Masons;" which was read the first time by the title.

On his further motion,

The rule was again dispensed with, and the bill read the second time by the title, and

Referred to the committee on Banks and Corporations.

Mr. Morton, introduced a bill for "An act supplemental to an act entitled 'An act to incorporate the town of Jacksonville, and for other purposes,' approved Feb. 3, 1840;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and the bill read a second time by the title.

On motion of Mr. Morton,

Said bill was referred to the committee on the Judiciary.

On motion of Mr. Logan of Jackson,

The rule was dispensed with, and leave given him to introduce a bill for "An act to appoint a commissioner of Roads in the several counties in this State;" which was read a second time by the title, and

*Ordered* to a second reading.

On motion of Mr. Reynolds,

The rule was again dispensed with, and the bill read a second time by the title, and

On motion of Mr. Logan of Jackson,

Referred to a select committee of five.

*Ordered*, That Messrs. Logan of Jackson, Archer, Huffman, Eads and Randolph, be said committee.

Mr. Kretsinger, introduced a bill for "An act to attach the county of Boone, to the seventh Judicial Circuit;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Kretsinger,

The rule was dispensed with, and the bill read a second time by the title, and said bill

*Ordered* to be engrossed for a third reading.

On motion of Mr. Sherman,

The rule was again dispensed with, and the bill read the third time and passed.

*Ordered*, That the title be as aforesaid and that the Clerk inform the Senate thereof.

On motion of Mr. Pickering,

The rule was dispensed with, and leave given him to introduce the following resolution, which was read and adopted:

*Whereas*, for the greater convenience of members presenting new bills, and for the purpose of facilitating the business of the House;

*Resolved*, That the business be called for from the counties in alphabetical order.

On motion of Mr. Morris,

The rule was dispensed with, and leave given him to introduce the following bills, which were severally read the first and second time by their titles, and

Referred to the committee on the Judiciary:

A bill for "An act in relation to the State Debt;"

A bill for "An act in relation to fines and forfeitures;"

A bill for "An act in relation to fees;"

A bill for "An act in relation to extending certain Roads."

On motion of Mr. Wright,

The rule was dispensed with, and leave given him to introduce a bill for "An act entitled an act allowing Justices of the Peace to issue attachments on Sunday in certain cases;" which was read the first time by the title, and

*Ordered* to a second reading.

On motion of Mr. Shumway,

The rule was dispensed with, and leave given him to introduce a bill for "An act to relocate a certain street;" which was read a second time by its title, and

*Ordered* to a second reading.

On motion of Mr. Starkweather,

The rule was dispensed with, and leave given him to introduce a bill for "An act to amend an act entitled 'An act in relation to Records and Recorders;' " which was read the first and second time by the title, and Referred to the committee on Finance.

On motion of Mr. Skinner,

The rule was dispensed with, and leave given him to introduce a bill for "An act to authorize the refunding of the State Debt;" which was read the first and second times by the title, and

Referred to the committee on Finance.

On motion of Mr. Kinney,

The rule was dispensed with, and leave given him to introduce a bill for "An act to amend an act entitled 'An act to incorporate Aurora and Chicago Plank Road Company,' approved March 3, 1845;" which was read the first and second times by the title, and

Referred to the committee on Internal Improvements.

On motion of Mr. Pickering,

The rule was dispensed with, and leave given him to introduce a bill for "An act to continue the charter of the Alton and Mt. Carmel Rail Road Company;" which was read the first and second times by the title.

Mr. Pickering moved to refer said bill to the committee on Internal Improvements.

Mr. Linder moved its reference to a select committee of five.

The question was then taken on referring to the committee on Internal Improvements, and decided in the affirmative,

On motion of Mr. Pickering,

The rule was dispensed with, and leave given him to introduce a bill for "An act in relation to extending certain roads;" which was read a first and second times by the title, and

Referred to the committee on Internal Improvements.

On motion of Mr. Funkhouser,

The rule was dispensed with, and leave given him to introduce a bill for "An act to extend the boundary lines of Effingham county;" which was read the first and second times by the title, and

Referred to a select committee, consisting of the members from the counties adjoining the county of Effingham.

On motion of Mr. Austin,

The rule was dispensed with, and leave given him to introduce a bill for "An act to provide for the incorporation of townships;" which was read a first and second times by the title, and

Referred to the committee on the Judiciary.

On motion of Mr. Bailey of Fulton,

The rule was dispensed with, and leave given him to introduce a bill for "An act to provide for fees of witnesses before Circuit Courts;" which was read the first and second times by the title, and

Referred to the committee on the Judiciary.

On motion of Mr. McDowell,

The rule was dispensed with, and leave given him to introduce a bill for "An act to amend section seventy-one of the law concerning Schools;" which was read the first and second times by the title, and

Referred to the committee on Education.

On motion of Mr. Little of Fulton,

The rule was dispensed with, and leave given him to introduce a bill for "An act to incorporate the Canton Historical and Literary Association;" which was read a first and second times by the title, and

Referred to the committee on Banks and Corporations.

On motion of Mr. Little of Fulton,

The rule was dispensed with, and leave given him to introduce a bill for "An act to incorporate the town of Canton;" which was read the first and second times by the title, and

Referred to the committee on Banks and Corporations.

On motion of Mr. Eddy,

The rule was dispensed with, and leave given him to introduce a bill for "An act to enable the administrator of John Hynes, late of Massac county, deceased, to join in certain Conveyances;" which was read the first and second times by the title, and

Referred to the committee on the Judiciary.

On motion of Mr. Hick,

The rule was dispensed with, and leave given him to submit the following preamble and resolution; which was read and adopted:

WHEREAS, an act has recently passed the Senate and House of Representatives of the United States, declaring the assent of Congress, that the several States admitted into the Union prior to the 24th of April, 1820, may impose a tax or taxes upon all lands sold by the United States, after the passage of said act, in said States, from and after the day of such sale: *Provided*, That said assent shall in no wise impair that provision of the compact with said States, which declares that all lands belonging to citizens of the United States, residing without the said States, shall never be taxed higher than lands belonging to persons residing therein. *And whereas* some provision of law is necessary to enable this State to avail itself of the provisions of said act: Therefore,

*Resolved*, That the committee on Finance be instructed to report a bill, amending the revenue law, so that this State may avail itself of the provisions of the act of Congress aforesaid.

On motion of Mr. Stickney,

The rule was dispensed with, and leave given him to introduce a bill,

for "An act to incorporate the Alton and Shawneetown Rail Road Company;" which was read the first and second times by the title, and

Referred to the committee on Internal Improvements.

On motion of Mr. Fry,

The rule was dispensed with, and leave given him to introduce a bill, for "An act to repeal a certain act therein named, establishing a State road in Green county;" which was read the first and second times by the title, and

*Ordered* to be engrossed for a third reading.

On motion of Mr. Glover,

The rule was dispensed with, and leave given him to introduce a bill, for "An act to vacate a part of the town plat of Morris, in Grundy county;" which was read the first and second times by the title, and

Referred to the committee on Banks and Corporations.

On motion of Mr. Glover,

The rule was dispensed with, and leave given him to introduce a bill, for "An act for the benefit of Susan Duryea of Kendall county;" which was read the first and second times by the title, and

Referred to the committee on Banks and Corporations.

On motion of Mr. Glover,

The rule was dispensed with, and leave given him to introduce a bill, for "An act to amend an act entitled 'An act to incorporate the Rock River Bridge Company;' which was read the first and second times by the title, and

Referred to the committee on State Roads.

On motion of Mr. Glover,

The rule was dispensed with, and leave given him to introduce a bill, for "An act establishing the county seat of Whiteside county;" which was read the first and second times by the title, and

Referred to the committee on Counties.

On motion of Mr. Stanley,

The rule was dispensed with, and leave given him to introduce a bill, for "An act to legalize the assessment of property and collection of taxes in the county of Iroquois;" which was read the first time by the title, and

*Ordered* to a second reading.

On his further motion,

The rule was again dispensed with, and the bill read a second time by the title, and

*Ordered* to be engrossed for a third reading.

On his further motion,

The rule was again dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Miner,

The rule was dispensed with, and leave given him to introduce a bill to legalize certain sales in Jersey county;" which was read the first and second times by the title, and

Referred to the committee on the Judiciary.

On motion of Mr. Eads,

The rule was dispensed with, and leave given him to introduce a bill for "An act to authorize the school commissioner of Joe Daviess county to distribute school funds therein mentioned;" which was read the first time by the title, and

*Ordered* to a second reading.

On his further motion,

The rule was again dispensed with, and the bill read a second time by the title, and

*Ordered* to be engrossed for a third reading.

On his further motion,

The rule was again dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Swing,

The rule was dispensed with, and leave given him to introduce a bill for "An act supplemental to chapter fifty-nine of the Revised Statutes, concerning Justices of the Peace and Constables, and to chapter eighty-five of the Revised Statutes relative to Probate Justices of the Peace;" which was read the first and second times by the title, and

Referred to the committee on the Judiciary.

On motion of Mr. Swing,

The rule was dispensed with, and leave given him to introduce a bill for "An act to change the name of Camden, in Logan county, to that of Camden City;" which was read a first and second times by the title, and

Referred to the committee on Change of Names.

On motion of Mr. Randolph,

The rule was dispensed with, and leave given him to introduce a bill for "An act to re-locate so much of the State road as lya between Worcester post office, in McDonough county, and the county line of Hancock county;" which was read the first time by the title, and

*Ordered* to a second reading.

On his further motion,

The rule was again dispensed with, and the bill read a second time by the title, and

*Ordered* to be engrossed for a third reading.

On motion of Mr. Randolph,

The rule was again dispensed with, and the bill read a third time by its title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. D'Wolf,

The rule was dispensed with, and leave given him to introduce a bill for "An act entitled 'An act for the relief of John Cooper, late Collector of Madison county;'" which was read a first and second times by the title, and

Referred to the committee on Claims.

On motion of Mr. Boyakin,

The rule was dispensed with, and leave given him to introduce a bill

for "An act to establish the Fairfield Cemetery, in the county of Marion;" which was read the first and second times by the title, and

Referred to the committee on the Judiciary.

On motion of Mr. Gilmore.

The rule was dispensed with, and leave given him to introduce a bill for "An act to amend the fifty-seventh chapter of the Revised Statutes, in relation to judgments and executions;" which was read the first and second times by the title, and

Referred to the committee on the Judiciary.

On motion of Mr. Morrison of Monroe,

The rule was dispensed with, and leave given him to introduce a bill for "An act to locate a State road therein named;" which was read the first and second times by the title, and

Referred to the committee on State Roads.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and leave given him to introduce a bill for "An act to preserve the public property;" which was read the first and second times by the title, and

Referred to the committee on Public Buildings and Public Grounds.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and leave given him to introduce a bill for "An act to re-locate the county seat of Calhoun county, and provide for the erection of public buildings;" which was read the first and second times by the title, and

Referred to the committee on Counties.

On motion of Mr. Ozburn,

The rule was dispensed with, and leave given him to introduce a bill for "An act to amend chapter thirty-nine Revised Statutes;" which was read the first and second times by the title, and

Referred to the committee on the Judiciary.

On motion of Mr. Wardlaw,

The rule was dispensed with, and leave given him to introduce a bill for "An act to provide for the apprehension of fugitives from justice;" which was read the first and second times by the title, and

Referred to a select committee.

*Ordered*, That Messrs. Wardlaw, Dawson and Stookey, be said committee.

On motion of Mr. Logan of Sangamon,

The rule was dispensed with, and leave given him to introduce a bill for "An act to amend the charter of the City of Springfield;" which was read the first and second times by the title, and

Referred to the committee on the Judiciary.

On motion of Mr. Logan of Sangamon,

The rule was dispensed with, and leave given him to introduce a bill for "An act for the relief of George Pasfield;" which was read, and

*Ordered* to a second reading.

On his further motion,

The rule was again dispensed with, and the bill read the second time by the title, and,

*Ordered* to be engrossed for a third reading.

On his further motion,

The rule was again dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Logan of Sangamon,

The rule was dispensed with, and leave given him to introduce a bill for "An act to allow the trustees of township No. twenty-four, north of range one west, further time to make return of the number of the children to the school commissioner of the county of McLean;" which was read the first and second times by the titles, and

Referred to the committee on Education.

On motion of Mr. Logan of Sangamon,

The rule was dispensed with, and leave given him to introduce a bill for "An act to amend the law in relation to changes of venue in criminal cases;" which was read the first and second times by the title, and

Referred to the committee on the Judiciary.

On motion of Mr. West,

The rule was dispensed with, and leave given him to introduce a bill for "An act to amend the sixteenth chapter of the Revised Statutes on bastardy;" which was read the first and second times by the title, and

Referred to the committee on the Judiciary.

On motion of Mr. Brown,

The rule was dispensed with, and leave given him to introduce a bill for "An act concerning public roads;" which was read the first and second times by the title, and

Referred to the committee on State Roads.

On motion of Mr. Brown,

The rule was dispensed with, and leave given him to introduce a bill for "An act concerning the public revenue;" which was read the first and second times by the title, and

Said bill was referred to the committee on Finance.

On motion of Mr. Brown,

The rule was dispensed with, and leave given him to introduce a bill for "An act for the relief of the persons therein named;" which was read the first and second times by the title, and

Referred to the committee on the Judiciary.

On motion of Mr. Miner,

The rule was dispensed with, and leave given him to introduce a bill for "An act for certain contingencies;" which was read the first and second times by the title, and

Referred to the committee on Finance.

On motion of Mr. McConnel,

The rule was dispensed with, and leave given him to introduce a bill for "An act relating to supervisors of roads and those liable to do road labor in Stephenson county;" which was read the first time by the title, and

*Ordered* to a second reading.



On his further motion,

The rule was again dispensed with, and the bill read the second time by the title, and

*Ordered* to be engrossed for a third reading.

On his further motion,

The rule was again dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Wilcox,

The rule was dispensed with, and leave given him to introduce a bill for "An act to establish a ferry therein named;" which was read the first and second times by the title, and

Referred to the committee on Banks and Corporations.

On motion of Mr. Huffman,

The rule was dispensed with, and leave given him to introduce a bill for "An act to save a portion of the public revenue, and to facilitate the collection of the same;" which was read the first and second times by the title, and

Referred to the committee on Finance.

On motion of Mr. Huffman,

The rule was dispensed with, and leave given him to introduce a bill for "An act to maintain the free navigation of the Big Vermilion river, and to protect the owners of mill property on the same;" which was read the first and second times by the title, and

Referred to a select committee of five.

*Ordered*, That Messrs. Huffman, Stanley, Wright, Sims and Davis, be said committee.

On motion of Mr. Huffman,

The rule was dispensed with, and leave given him to introduce a bill for "An act for the relief of certain persons therein named;" which was read the first and second times by the title, and

Referred to the committee on the Judiciary.

On motion of Mr. Huffman,

The rule was dispensed with, and leave given him to introduce a bill for "An act concerning the practice of Medicine;" which was read the first and second times by the title, and

Referred to the committee on the Judiciary.

On motion of Mr. Hayes,

The rule was dispensed with, and a bill for "An act to provide for the sale of public property in White county," pending the reading of which the House adjourned on yesterday, was taken up, read the first and second times by the title, and

Referred to the committee on Internal Improvements.

On motion of Mr. Little of Will,

The rule was dispensed with, and leave given him to introduce a bill for "An act to authorize the bringing of suits against the State Trustee of the Illinois and Michigan Canal;" which was read the first and second times by the title, and

Referred to the committee on Canal and Canal Lands.

On motion of Mr. Cunningham,

The rule was dispensed with, and leave given him to introduce a bill for "An act in relation to a public road therein named;" which was read the first and second times by the title, and

Referred to a select committee.

*Ordered*, That Messrs. Cunningham, Hodges, and Omelveny, be said committee.

On motion of Mr. Robeson of Woodford,

The rule was dispensed with, and leave given him to make a report from the select committee to which were referred sundry petitions relative to the preservation of wild game; when he reported a bill for "An act for the preservation of wild game;" which was read, and

*Ordered* to a second reading.

Mr. Little of Fulton, from the committee on Engrossed and Enrolled Bills, reported as correctly enrolled, and laid before the Council of Revision, bills of the following titles, viz:

"An act for the benefit of Daniel Linder of Coles county;"

"An act to authorize John Fox to convey certain land to the individuals therein named;" and

"An act to raise the fees of grand and petit jurors."

Mr. Little of Fulton, from the same committee, reported as correctly engrossed, a bill for "An act to amend the law in relation to marriages."

On motion of Mr. Grubb,

The rule was dispensed with, and leave given him to introduce a bill for "An act to amend the 31st section of the 41st chapter of the Revised Statutes;" which was read the first and second time by the title, and referred to the committee on the Judiciary.

On motion of Mr. Little of Fulton,

The rule was dispensed with, and leave given him to report from the committee on Claims, to which was referred a bill for "An act for the relief of Isaac Demint;" when he reported said bill back, with an amendment, which was read, and concurred in, and the bill, as amended,

*Ordered* to be engrossed for a third reading.

A message from the Senate, by Mr. Constable, a Senator:

*Mr. Speaker*: The Senate have concurred with the House of Representatives, in their amendments to the bill, entitled "An act extending the limits of the fifth judicial circuit."

The Senate have unanimously adopted the accompanying preamble and resolutions, upon the subject of claims growing out of the "Illinois Campaign," under Gen. George Rogers Clark, in 1778-'9, and instructing our Senators, &c., in relation thereto.

In the adoption of which, the Senate ask the concurrence of the House of Representatives.

The Senate have also passed a bill, herewith presented for the like concurrence, entitled "An act to amend chapter 89 of the Revised Statutes."

On motion of Mr. Linder,

The rule was dispensed with, and the preamble and resolutions referred to in the message just received from the Senate, were taken up for consideration, and read; when,

On motion of Mr. Linder,

The Hon. Nathaniel Pope, Judge of the United States District Court,

was invited to address the House in explanation of the claims and services of individuals referred to in said preamble.

After he had closed, the question was taken on concurring with the Senate in the adoption of the preamble and resolutions, and decided unanimously in the affirmative.

*Ordered*, That the Clerk inform the Senate thereof.

On motion,

The House adjourned until 2 o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

On motion of Mr. Cockle,

The rule was dispensed with, and leave given him to introduce a bill for "An act to authorize Andrew Gray, to use a portion of the Peoria and Warsaw Railroad;" which was read the first and second times by the title, and referred to the committee on Internal Improvements.

On motion of Mr. Swing,

The rule was dispensed with, and leave given him to present the petition of sundry citizens of Logan county, praying that the re-location of their county seat be referred back to a direct vote of the people; which, without reading, was,

On his motion,

Referred to the select committee, to which was referred petitions on the same subjects some days since.

On motion of Mr. Glenn,

The rule was dispensed with, and leave given him to introduce a bill for "An act to attach a portion of Logan county to the county of De Witt;" which was read by the title, and

*Ordered* to a second reading.

On motion of Mr. Boyakin,

*Ordered*, That the afternoon session of this day be devoted first to the disposition of messages from the Senate in their proper order.

The amendments of the Senate to a bill for "An act concerning the assessment of property, and for the relief of the Sheriff of Richland county, for A. D., 1846," was read and concurred in.

*Ordered*, That the Clerk inform the Senate thereof.

The amendments of the Senate to a bill for "An act to confer certain rights on Mary Ann Hick, and the heirs at law of William Hick, deceased," were read and concurred in.

*Ordered*, That the Clerk inform the Senate thereof.

The amendments of the Senate to a bill for "An act allowing persons arrested on criminal charges to remove the place of examination as therein provided," were read and concurred in.

*Ordered*, That the Clerk inform the Senate thereof.

The amendments of the Senate to a bill for "An act to incorporate the Illinois Literary and Historical Society," was read and concurred in.

*Ordered*, That the Clerk inform the Senate thereof.

The amendments of the Senate to a bill for "An act to transcribe certain records in Greene county," were read and concurred in.

*Ordered*, That the Clerk inform the Senate thereof.

The amendment of the Senate to a bill for "An act to amend the twelfth section of the act entitled 'An act to establish and maintain common schools,' approved, February 26, 1845," were read.

On motion of Mr. Linder,

The main question was ordered.

The question was then taken on concurring in the amendment of the Senate, and decided in the affirmative.

*Ordered*, That the Clerk inform the Senate thereof.

A Senate bill for "An act authorizing William H. Gilman to vacate Whitney's addition to Belvidere, in Boone county," was read, and

*Ordered* to a second reading.

On motion of Mr. Janney,

The rule was dispensed with, and the bill read the second time by the title, and referred to the committee on the Judiciary.

A Senate bill for "An act to change the time of holding circuit courts in the county of Wayne," was read, and,

On motion of Mr. Griffith,

Laid on the table.

On motion of Mr. Morris,

The rule was dispensed with, and a Senate bill for "An act to incorporate the Nauvoo and Warsaw Railroad Company," was read the first and second times by the title, and,

On motion of Mr. Linder,

Referred to the committee on the Judiciary.

A Senate bill for "An act in relation to the town of Pecatonic, in the county of Winnebago, and to change the name thereof to Rockton," was read, and

*Ordered* to a second reading.

The Senate resolution requesting the committees on Education to confer together, and embody in one law all the changes necessary to be made in our school law, was read and adopted.

The Senate resolution asking Congress to donate a quantity of land to aid the State in the completion of the Northern Cross and Central Railroads.

A Senate bill for "An act to amend the seventh section of the eighty-ninth chapter of the revenue law," approved, March 3, 1845," was read, and

*Ordered* to a second reading.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and the bill read the second time by the title, and, referred to the committee on Finance.

A Senate bill for "An act for the relief of the heirs of George Finney, deceased," was read, and

*Ordered* to a second reading.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and the bill read the second time by the title, and and referred to the committee on Finance.

A Senate resolution relative to the passage of law by Congress to authorize the holding of an annual term of the circuit and district courts of the United States at Chicago, was read, and,

On motion of Mr. Logan of Sangamon,  
Referred to the committee on the Judiciary.

A Senate bill for "An act to authorize Alonzo T. Phillips to build a dam across Fox river, in the town of Batavia, in Kane county," was read, and

*Ordered* to a second reading.

A Senate bill for "An act to amend the 28th chapter of the Revised Statutes, entitled 'County treasurers and county funds,' " was read, and

*Ordered* to a second reading.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and the bill read a second time by the title, and referred to the committee on Finance.

A Senate bill for "An act relating to the qualification of certain officers therein named," was read, and

*Ordered* to a second reading.

On motion of Mr. Griffith,

The rule was dispensed with, and the bill read a second time by the title, and

*Ordered* to a third reading.

On motion of Mr. Linder,

The rule was again dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid and that the Clerk inform the Senate thereof.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have concurred with the House of Representatives in the passage of a bill, entitled "An act to legalize the assessment of property and collection of taxes in the county of Iroquois."

The Senate have passed bills entitled

"An act to incorporate the Union county Charcoal Road Company," and

"An act to allow John Crenshaw to liquidate the amount he owes the State."

In the passage of which I am directed to ask the concurrence of the House of Representatives.

The Senate have ordered that 3,000 copies of the report of the joint committee appointed to examine the Penitentiary, be printed for the use of the two Houses.

The Senate have passed bills, also herewith presented for the concurrence of the House of Representatives, entitled

"An act to improve the rapids in Rock river at Vandruff's Island, in Rock Island county, and to incorporate the Rock Island city Hydraulic and Manufacturing Company;"

"An act to improve the rapids in Rock river at Sterling, Whiteside county, and to incorporate the Sterling Hydraulic and Manufacturing Company," and

"An act to authorize George H. Norris to build a dam across the Illinois river at Ottawa."

A Senate bill for "An act to amend an act entitled 'An act to incorporate Mount Carmel, in Wabash county,'" was read and

*Ordered* to a second reading.

On motion of Mr. Lukins,

The rule was dispensed with, and the bill read a second time by the title, and

*Ordered* to a third reading.

On his further motion,

The rule was again dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

A Senate bill for "An act to amend the ninety-first chapter of the Revised Laws, entitled 'Right of Property,'" was read, and

*Ordered* to a second reading.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and the bill read a second time by the title, and referred to the committee on the Judiciary.

A Senate bill for "An act for the relief of Edward B. Tinney," was read, and

*Ordered* to a second reading.

On motion of Mr. Williams,

The rule was dispensed with, and the bill read a second time by the title, and referred to the committee on Finance.

A Senate bill for "An act to empower Henry M. Waters to sell and convey certain real estate," was read, and

*Ordered* to a second reading.

A Senate bill for "An act to amend chapter one hundred and eight of the Revised Statutes," was read, and

*Ordered* to a second reading.

On motion of Mr. Dawson,

The rule was dispensed with, and the bill read a second time by the title, and referred to the committee on Agriculture and Manufactures.

A Senate bill for "An act to extend the jurisdiction of the supervisor of the town of Winchester," was read, and

*Ordered* to a second reading.

On motion of Mr. Campbell,

The rule was dispensed with, and the bill read the second time by the title, and

*Ordered* to a third reading.

On his further motion,

The rule was dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. Little of Fulton, from the committee on Engrossed and Enrolled Bills, reported, as correctly enrolled, and laid before the Council of Revision, bills of the following titles, viz:

"An act to legalize the assessment of property and collection of taxes in the county of Iroquois;"

"An act to authorize the county of Alexander to borrow money;"

"An act to refund taxes paid on school lands, section 16, township 10 north, range 12 west, in Clark county," and

"An act to authorize the county commissioners of Jasper county to borrow money, and for other purposes."

Mr. Morris, from the committee of Conference, to which was referred a resolution on the subject of apportionment, and the disagreeing votes of the two Houses upon said resolution, reported that they had mutually agreed to recommend to each House nineteen thousand as the basis of apportionment for a Senator, and six thousand five hundred as the basis of apportionment for a representative.

On motion,

The report of the committee was laid on the table.

On motion of Mr. Linder,

The bill for "An act to incorporate the Mississippi and Atlantic Rail Road company," was taken up for consideration.

Mr. Martin moved to amend said bill by striking out that part of the second section which locates said road through the State of Illinois, and inserting the following in lieu thereof:

"To commence on the east line of the State of Illinois, in the county of Vermillion, at a point from which said company may unite with Indianapolis, or Lafayette, or Covington, in the State of Indiana, as to said company may seem meet and proper, and from said east line of the State, to run said road to Danville in Vermillion county, and from thence to Decatur in Macon county, and from thence westwardly on the line of the Northern Cross rail road to Springfield, in Sangamon county, and from thence westwardly on the line of said Northern Cross rail road until it shall strike the Mississippi river at Quincy; said company paying to the State, or any other company who may own any part of said Northern Cross Road, a fair compensation for any part of the State work that may be used in building said rail road that may be used by said company in running their cars over such parts of said road as may be owned by other companies."

Also by adding the following as additional sections, viz:

"SEC. — That said company may construct a lateral rail road from Springfield to Alton, on the Mississippi river, on the conditions prescribed in this charter for the construction of the principal rail road.

"SEC. — The company shall commence said road and complete it within ten years from the passage of this act."

Mr. Funkhouser moved to postpone the further consideration of the bill and proposed amendments until to-morrow morning at ten o'clock; when,

On motion,

The House adjourned until 10 o'clock, to-morrow morning.

THURSDAY, FEBRUARY 4, 1847.

House met, pursuant to adjournment.

Prayer, by Rev. Mr. Hale.

On motion of Mr. Cockle,

The reading of yesterday's Journal was dispensed with.

On his further motion,

The order of business was suspended, for the purpose of receiving reports of standing committees.

On motion of Mr. Pickering,

*Ordered*, That in the reception of reports the committees be called in the order in which they stand in the rules.

Mr. Thomas of Morgan, from the committee on the Judiciary, to which was referred a bill for "An act to amend 'An act making appropriations for the pay and expenses of the Illinois militia, called into service by the commander in chief, during the year 1845,'" reported the same back, with an amendment, as a substitute; which was read and concurred in.

The bill, as amended, was

*Ordered* to be engrossed for a third reading.

On motion of Mr. Thomas of Morgan,

The rule was suspended, and said bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

Mr. Thomas of Morgan, from the committee on the Judiciary, to which was referred the petition of John Killeon and one hundred and six others, praying that L. W. Riley be restored to the rights of citizenship," reported a bill for "An act for the relief of Levi W. Riley;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and the bill read a second time by the title, and

*Ordered* to be engrossed for a third reading.

On his further motion,

The rule was dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

Mr. Thomas of Morgan, from the committee on the Judiciary, to which was referred a bill for "An act supplemental to an act, entitled 'An act to authorize the appointment of commissioners in other States,' approved March 1, 1845," reported the same back without amendment, and recommended its passage.

The bill was then

*Ordered* to be engrossed for a third reading.

Mr. Boyakin, from the committee on the Judiciary, to which was referred a bill for "An act to prevent nuisance," reported the same back, with an amendment, as a substitute, which was read and concurred in.

The bill, as amended, was

*Ordered* to be engrossed for a third reading.

Mr. Linder, from the committee on the Judiciary, to which was referred a bill for "An act to amend the law in relation to courts," reported the same back, without amendment, and recommended its passage.

The bill was then

*Ordered* to be engrossed for a third reading.

Mr. Kretsinger, from the committee on the Judiciary, to which was referred the petition of John Wilson and others, asking the payment of a claim therein named, reported the same back, and asked to be discharged from the further consideration of the same.



The question was taken on discharging the committee, and decided in the affirmative.

Mr. Morris, from the committee on the Judiciary, to which was referred a bill for "An act to vacate the town plat of Delevan, in Fulton county," reported the same back, without amendment, and recommended its passage.

The bill was then

*Ordered* to be engrossed for a third reading.

On motion of Mr. Morris,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

Mr. Morris, from the committee on the Judiciary, to which was referred a bill for "An act to change the time of taking out executions issued by justices of the peace, and probate justices when acting as justices," reported the same back, with an amendment as a substitute, which was read; when,

On motion of Mr. Dawson,

The bill and proposed amendment were laid on the table.

Mr. Morris, from the committee on the Judiciary, to which was referred a bill for "An act to enable the administrator of John Hynes, late of Massac county, deceased, to join in certain conveyances," reported the same back, with an amendment, as a substitute; which was read and concurred in.

The bill, as amended, was

*Ordered* to be engrossed for a third reading.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have passed bills, herewith presented for the concurrence of the House of Representatives, entitled

"An act to authorize the Governor to pay William E. Armstrong and others the amount of a certain judgment;" and

"An act to abolish the corporation of the town of Carrolton."

Mr. Morris, from the committee on the Judiciary, to which was referred a bill for "An act concerning marriage contracts," reported the same back, without amendment, and recommended its rejection.

The question was then taken on ordering the bill to be engrossed for a third reading, and decided in the negative.

Mr. Morris, from the committee on the Judiciary, to which was referred a bill for "An act supplemental to 'An act concerning partitions,' approved March 3, 1845," reported the same back, without amendment, and recommended its rejection.

The question was taken on ordering the bill to be engrossed for a third reading, and decided in the negative.

Mr. Morris, from the committee on the Judiciary, to which was referred a bill for "An act concerning redemption of lands sold under decrees in chancery, and for other purposes," reported the same back, without amendment, and recommended its rejection.

The question was taken on ordering said bill to be engrossed for a third reading, and decided in the negative.

Mr. Morris, from the same committee, to which was referred a bill for "An act to limit the time of commencing suits in certain cases." with the amendment proposed thereto by Mr. Morris, reported the bill back, without amendment, and recommended its passage.

On motion of Mr. Reynolds,

The main question was ordered.

The question then recurring on the amendment proposed by Mr. Morris, it was decided in the negative.

On motion of Mr. Marshall,

The vote taken on ordering the main question was re-considered.

The question then being taken on ordering the main question, it was decided in the negative.

Mr. Marshall moved to amend the bill by adding the following, as an additional section, viz:

"If any person or persons, against whom there is or shall be any cause of action as aforesaid, shall be out of this State at the time of the cause of action accruing, or any time during which a suit might be sustained on such cause of action, then the person or persons who shall be entitled to such action shall be at liberty to bring the same against such person after his, her or their return to this State, and the time of such person's absence shall not be accounted or taken as part of the time limited by this act.

On motion of Mr. Morris,

The bill and proposed amendment were laid on the table.

Mr. Morris, from the same committee, to which was referred the petition of citizens of Randolph county, praying the passage of a law limiting the quantity of land hereafter to be acquired by any one individual to one hundred and sixty acres, and also to exempt the homestead of each family from execution or attachments, reported the same back, and asked to be discharged from the further consideration thereof.

The question being taken on discharging the committee, it was decided in the affirmative.

Mr. Morris, from the same committee, to which was referred a bill for "An act to amend the law concerning judgments and executions, contained in chapter fifty-seven of the Revised Laws of 1845," reported the same back, and recommended its rejection.

The question being then taken on ordering the bill to be engrossed for a third reading, it was decided in the negative.

Mr. Morris, from the committee on the Judiciary, to which was referred a bill for "An act in relation to criminal jurisprudence," reported the same back, and recommended its rejection.

The question recurring on ordering the bill to be engrossed for a third reading, the yeas and nays were demanded by Messrs. Cunningham and Stokes; when,

On motion of Mr. Stookey,

Said bill was laid on the table.

Mr. Boyakin, from the committee on the Judiciary, to which was referred a bill for "An act to repeal section eighteen of the twenty-ninth chapter of the Revised Statutes," reported the same back, without amendment, and recommended its rejection.

On motion of Mr. Thomas of Morgan,

The bill was re-committed to the committee on the Judiciary.

Mr. Cockle, from the committee on the Judiciary, to which was referred a bill for "An act to amend 'An act in relation to negroes and mulattoes,'" reported the same back, without amendment, and recommended its rejection.

The question was taken on ordering the bill to be engrossed for a third reading, and decided in the negative.

Mr. Cockle, from the same committee, to which was referred a bill for "An act in relation to limited partnerships," reported the same back, without amendment, and recommended its passage.

The bill was then

*Ordered* to be engrossed for a third reading.

Mr. Cockle, from the same committee, to which was referred a bill for "An act to amend 'An act concerning wills,' approved March 2, 1845," reported the same back, without amendment, and recommended its rejection.

The question was taken on ordering the bill to be engrossed for a third reading, and decided in the affirmative.

Mr. Cockle, from the same committee, to which was referred a bill for "An act in relation to appeals," reported the same back, and recommended its rejection.

Mr. Boyakin moved to amend said bill, by striking out all of the first section after the enacting clause; also, in the second section, by requiring the security to be made a party defendant to the suit, and to be served with a summons as if a party to the original suit before the justice of the peace.

On motion of Mr. Boyakin,

The bill and proposed amendments were re committed to the committee on the Judiciary.

Mr. Everett, from the committee on the Judiciary, to which was referred a bill for "An act to amend the present revenue laws," reported the same back, without amendment, and recommended its rejection.

The question was taken on ordering the bill to be engrossed for a third reading, and decided in the negative.

Mr. Little of Fulton, from the committee on Engrossed and Enrolled Bills, reported as correctly engrossed, bills of the following titles, viz:

"An act for the benefit of James Marion Nelson, a minor;"

"An act to incorporate the Lawrenceville Æsculapian Medical Society;"

"An act to establish a State road from Jacksonville to Alton;"

"An act for the relief of Isaac Demint;"

"An act to incorporate the Jefferson Lodge, No. 7, of the Independent Order of Odd Fellows of the town of Belleville;"

"An act declaring a certain road therein named a State road;"

"An act forming the village of Prairie Du Pont into a school district;"

"An act to vacate a certain alley in the town of Rushville, Schuyler county;"

"An act to abolish imprisonment for debt or damages;"

"An act to amend 'An act concerning inclosures,' approved March 3, 1845;"

"An act for the benefit of the heirs of George Morris, late of Effingham county;"

"An act in relation to the records of Peoria county;"

"An act to incorporate the Griggsville Cemetery;" and

"An act concerning certain townships therein named in Cass county."

On motion of Mr. Morris,

The rule was dispensed with, and leave given him to introduce the following resolution; which was read and adopted:

*Resolved by the House of Representatives, the Senate concurring herein,* That our Senators in Congress be instructed, and our Representatives requested to use their influence to rescind a resolution of the Congress of the United States, approved March 3, 1845, by the authority of which the Secretary of the Treasury retains a portion of the per centage to which this State is entitled out of the proceeds of the sales of the public lands lying within the limits of this State.

*Resolved,* That his Excellency the Governor be requested to transmit a copy of the foregoing resolution to each of our Senators and Representatives in Congress.

On motion of Mr. Pickering,

The rule was dispensed with, and leave given him to submit the following preamble and resolution, which were read, viz:

WHEREAS, It is universally admitted that a well ventilated apartment, with a moderately low or medium temperature, is necessary for the preservation of the health of a large deliberative assembly: *And whereas,* The greatest proportion of the members of this House have been heretofore accustomed to exercise in the open air, or to enjoy the respiration of an atmosphere of low temperature, in rooms well ventilated: And the great and sudden change made by having the temperature of the Representative Hall unusually and unnecessarily high, with every window closed, thereby preventing ventilation, or the enjoyment of wholesome circulation of fresh air, cannot fail to produce a very injurious effect upon the health of members and officers of the House of Representatives: Therefore,

*Be it resolved,* That the door-keeper shall procure a thermometer, and endeavor to regulate the temperature of this room, so as to range as nearly to sixty degrees, by Fahrenheit's scale, as possible; and that the north east and south east windows be lowered sufficiently to effect a free circulation of atmospheric air; and that during the recess of each day the room be ventilated by opening the windows.

Mr. Shumway moved to lay said resolution on the table.

Pending which motion,

On motion,

The House adjourned until two o'clock P. M.

TWO O'CLOCK, P. M.

House met, pursuant to adjournment.

On motion of Mr. Gilmore,

The rule was dispensed with, and leave given him to present the petitions and remonstrances of sundry citizens of Mercer county, relative to the removal of the county seat of said county; which, without reading, was,

On his motion,

referred to the committee on Counties.

On motion of Mr. Omelveny,

The rule was dispensed with, and leave given him to present the petition of seventy-five citizens of the county of Monroe, praying for a change in the location of part of a State road therein; which, without reading, was,

On his motion,

Referred to the committee on State Roads.

On motion of Mr. Remann,

The rule was dispensed with, and leave given him to present the petition of fifty citizens of Fayette county, for an additional election precinct; which, without reading, was,

On his motion,

Referred to the committee on Elections.

On motion of Mr. Mann,

The rule was dispensed with, and leave given him to present the petition of sundry citizens of the town of Sparta, in Randolph county, praying for a special act incorporating said town; which, without reading, was,

On his motion,

Referred to the committee on Banks and Corporations.

On motion of Mr. Mann,

The rule was dispensed with, and leave given him to present the petition of sundry citizens of Randolph county, praying that religious instructions may be given to the convicts in the penitentiary; which, without reading, was,

On his motion,

Referred to the committee on the Penitentiary.

On motion of Mr. Gilmore,

The rule was dispensed with, and leave given him to present the petition of twenty-seven citizens of Mercer county, praying that religious instruction be given to the convicts in the penitentiary; which, without reading, was,

On his motion,

Referred to the committee on the Penitentiary.

On motion of Mr. Robeson of Woodford,

The rule was dispensed with, and leave given him to present the remonstrance of fifty-four citizens of De Witt county, against any change of the boundaries or removal of the county seat of said county; which, without reading, was,

On his motion,

Referred to the committee on Counties.

On motion of Mr. Janney,

The rule was dispensed with, and leave given him to present the petition of Jonas V. Voshout, praying compensation for a leveeing machine, sold to the State of Illinois; which, without reading, was,

On his motion,

Referred to the committee on Canal and Canal Lands.

On motion of Mr. Barber,

The rule was dispensed with, and leave given him to present the petition of one hundred and thirty citizens of Grundy county, praying that a part of Kendall county may be attached to Grundy county; which, without reading, was,

On his motion,  
Referred to the committee on Counties.

On motion of Mr. D'Wolf,

The rule was dispensed with, and a Senate bill for "An act for the relief of the heirs of Justus Post, was taken up, read the first time by the title, and

*Ordered* to a second reading.

On his further motion,

The rule was dispensed with, and the bill read the second time by the title, and

Referred to the committee on Canal and Canal Lands.

On motion of Mr. Swing,

The rule was dispensed with, and leave given him to present the remonstrance of sundry citizens of Logan county, against the removal of the seat of justice of said county from Camden to Mount Pulaski; which, without reading, was,

On his motion,

Referred to the select committee to which petitions have been referred on the same subject.

On motion of Mr. Omelveny,

The report of the committee of Conference was taken from the table; when,

On his further motion,

A call of the House was ordered,

When it appeared that the following members were absent, viz:

Messrs. Campbell, Cockle, Eddy, Enloe, Erwin, Fry, Hansford, Harpole, Hodges, Kretsinger, Logan of Jackson, Logan of Sangamon, Martin, Morrison of Hancock, O'Conner, Pickering, Sherman, Stickney and West.

Pending the call,

Mr. Skinner, from the committee on Finance, in obedience to a resolution of instruction, reported a bill for "An act making partial appropriations;" which was read the first time, and

*Ordered* to a second reading.

On motion of Mr. Skinner,

The rule was dispensed with, and the bill read the second time by the title.

Mr. Boyakin moved to refer said bill to the committee on Claims.

On motion of Mr. Thomas of Morgan,

The main question was ordered.

The question then recurring on ordering the bill to be engrossed for a third reading, it was decided in the affirmative.

On motion of Mr. Skinner,

The rule was further dispensed with, and the bill read a third time by the title.

On motion of Mr. Martin,

The bill was amended, by adding the following: "To each of the copy-ists of the Journal of each House, fifty dollars."

The bill, as amended, was then passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Reynolds,

The rule was dispensed with, and leave given him to make a report from the committee on Finance, to which was referred the Senate bill for "An act for the relief of the heirs of Wm. Kinney, deceased;" when he reported the same back, with an amendment, which was read and concurred in.

The bill, as amended, was then

*Ordered* to a third reading.

On motion of Mr. Reynolds,

The rule was dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

On motion of Mr. Archer,

The vote on ordering a bill for "An act to amend the law relating to public roads" to a third reading, was re-considered; when,

On his further motion,

Said bill was re-committed to the committee on State Roads.

On motion of Mr. Morris,

The vote on laying on the table a bill for "An act to amend an act entitled 'Interest,' approved March 3, 1845," was re-considered, by yeas and nays, on the demand of Messrs. McLain and Funkhouser, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Cantrill, Caswell, Constant, Cummings, Curts, Davis, D'Wolf, Eads, Eddy, Fry, Glenn, Gilmore, Harrington, Hayes, Huffinan, Kretsinger, Linder, Little of Fulton, Little of Will, Logan of Jackson, McConnel, McDowell, McLain, Mann, Marshall, Martin, Morris, Morrison of Monroe, Omelveny, Ozburn, Peirson, Reynolds, Ruddle, Robb, Stanley, Stark, Seehorn, Smith, Swing, Thomas of Bureau, Turner, Wallace, Wardlaw, Watson, Wilcox, Williams and Wright.—52.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Brown, Boyakin, Boyle, Bragg, Brown, Buckley, Casey, Chapman, Cockle, Creel, Cunningham, Dawson, Erwin, Funkhouser, Glover, Griffith, Grubb, Harpole, Hart, Hick, Higgins, Janney, Johnston, Kinney, Long, Lukins, Miller, Morrison of Hancock, Morton, Pickering, Prevo, Randolph, Remann, Robeson of Woodford, Robinson of Menard, Starkweather, Shumway, Sims, Slocumb, Stickney, Stokes, Tappan, Thomas of Morgan, Tucker, West, White, Williamson, Wynne and Mr. Speaker.—50.

Mr. Pickering moved to postpone the further consideration of the bill, indefinitely.

On motion of Mr. Boyakin,

Further proceedings under the call were dispensed with.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have passed bills, herewith presented for the concurrence of the House of Representatives, entitled

"An act to locate a State road and build a bridge;"

"An act to establish a ferry across the Illinois river, at Henry, in Marshall county;"

"An act to authorize the school trustees of T. 13 N., 10 E. of the 4th principal meridian, to establish a ferry across the Illinois river;"

"An act to incorporate the Danville Manufacturing and Exporting Company;" and

"An act to amend an act, entitled 'An act in relation to Secretary of State.'"

The Senate have concurred with the House of Representatives in their amendments to the bill, entitled

"An act for the relief of the heirs of William Kinney, deceased."

The Senate have also concurred with the House of Representatives in the passage of a bill, entitled

"An act making partial appropriations."

The question being on concurring with the committee of Conference on the subject of the apportionment,

On motion of Mr. Boyakin,

The main question was ordered.

The question was then taken on concurring with the committee in their report, and decided in the affirmative, by yeas and nays, on the demand of Messrs. Thomas of Morgan, and Huffman, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Boyakin, Boyle, Bragg, Buckley, Cantrill, Caswell, Chapman, Cockle, Cross, Cummings, Dana, D'Wolf, Eads, Eddy, Ela, Enloe, Erwin, Everett, Funkhouser, Glenn, Gilmore, Glover, Griffith, Grubb, Harrington, Harpole, Hick, Higgins, Huffman, Janney, Kinney, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, Long, McConnell, McLain, Marshall, Martin, Miller, Miner, Morris, Morrison of Hancock, Morton, Peirson, Randolph, Remann, Ruddie, Robb, Robeson of Woodford, Robinson of Menard, Stanley, Starkweather, Seehorn, Shumway, Skinner, Slocumb, Smith, Swing, Tappan, Thomas of Bureau, Tucker, Turner, Wallace, Wardlaw, Watson, West, Wilcox, Williams, Wright, Wynne and Mr. Speaker. — 78.

Those who voted in the negative, are,

Messrs. Archer, Blakeman, Brown, Casey, Constant, Creel, Cunningham, Curts, Davis, Dawson, Fry, Hart, Hodges, Johnston, Kretsinger, Lukins, McDowell, Mann, Morrison of Monroe, Omelveny, Ozburn, Pickering, Prevo, Reynolds, Rutledge, Sims, Stickney, Stokes, Thomas of Morgan, White and Williamson. — 31.

On motion of Mr. Reynolds,

The rule was dispensed with, and leave given him to make a report from the committee on the militia, to which was referred the communication from the Governor, relative to the difficulties in Massac county; when he reported a bill for "An to establish District Courts, and to punish rioters and regulators;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and the bill read the second time by the title.

Mr. Reynolds moved to postpone the further consideration of the bill until to-morrow at two o'clock, and make it the special order of the day for that hour.

Mr. Hayes moved to print three hundred copies of the bill.



Mr. Dawson moved to postpone indefinitely the further consideration of the bill.

On motion of Mr. Shumway,

The main question was ordered.

The main question then recurring, on ordering the bill to be engrossed for a third reading, it was decided in the affirmative.

On motion of Mr. Reynolds,

Three hundred copies of the bill were ordered to be printed for the use of the two Houses.

On motion of Mr. Hayes,

The committee of the whole House was discharged from the further consideration of a bill for "An act to suppress riots and regulating companies, and maintain the supremacy of the laws."

Mr. Hayes moved to print three hundred copies of the bill; which was not agreed to.

On motion of Mr. Shumway,

A Senate bill for "An act making appropriations for the completion of the State House," was taken from the orders; when,

On motion,

The House adjourned until ten o'clock, to-morrow morning.

#### FRIDAY, FEBRUARY 5, 1847.

House met pursuant to adjournment.

Prayer, by the Rev. Mr. Robeson of Woodford, a member of the House.

On motion of Mr. Johnston,

The reading of the yesterday's journal was dispensed with.

On motion of Mr. Sherman,

The rule was dispensed with, and leave given him to introduce the following resolution, which was read:

*Resolved*, That no member shall be allowed to speak more than twenty minutes on any one question before the House after this day.

Mr. Linder moved to amend said resolution by striking out all after the word "resolved," and inserting the words "that no member shall be allowed to speak on any question after this day."

Mr. Starkweather moved to lay the resolution and proposed amendment on the table, which was not agreed to, by yeas and nays, on the demand of Messrs. Sherman and Everett, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Fulton, Bragg, Buckley, Cantrill, Chapman, Cockle, Cunningham, Eads, Enloe, Funkhouser, Glenn, Griffith, Grubb, Hart, Hayes, Hick, Huffman, Johnston, Logan of Jackson, McConnel, McDowell, McLain, Marshall, Martin, Morton, Ozburn, Pickering, Reynolds, Ruddle, Robinson of Menard, Starkweather, Seehorn, Swing, Tappan, Thomas of Morgan, Watson, White and Mr. Speaker.—38.

Those who voted in the negative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Rock Island, Barber, Blakeman, Boyakin, Boyle, Brown, Casey, Caswell, Constant, Creel, Curts, Davis, Dawson, D'Wolf, Erwin, Everett, Fry, Gilmore, Glover, Harrington, Harpole, Higgins, Hodges, Janney, Kinney, Kretsinger

Linder, Little of Fulton, Logan of Sangamon, Lukins, Mann, Miller, Miner, Morrison of Hancock, Morrison of Monroe, O'Conner, Omelveny, Peirson, Prevo, Randolph, Remann, Robb, Robeson of Woodford, Rutledge, Stanley, Stark, Sherman, Shumway, Sims, Skinner, Slocumb, Smith, Stickney, Stokes, Thomas of Bureau, Tucker, Turner, Wallace, West, Wilcox, Williams, Williamson and Wright.—66.

On motion of Mr. Boyakin,

The main question was ordered,

The question was then taken on the adoption of the amendment proposed by Mr. Linder, and decided in the negative,

The question recurring on the adoption of the resolution, it was decided in the affirmative, by yeas and nays, on the demand of Messrs. Linder and Funkhouser, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Rock Island, Barber, Blakeman, Boyakin, Boyle, Cantrill, Casey, Creel, Cummings, Curts, Dana, Davis, Dawson, Erwin, Everett, Fry, Gilmore, Harrington, Harpole, Higgins, Hodges, Kinney, Kretsinger, Linder, Logan of Sangamon, Lukins, McDowell, Mann, Miner, Morrison of Monroe, Omelveny, Ozburn, Peirson, Prevo, Randolph, Remann, Ruddle, Robb, Robeson of Woodford, Rutledge, Stanley, Sherman, Shumway, Sims, Skianer, Slocumb, Smith, Stickney, Thomas of Bureau, Tucker, Turner, Wallace, Wardlaw, Wilcox, Williams, Wright and Wynne.—59.

Those who voted in the negative, are,

Messrs. Bailey of Fulton, Bragg, Brown, Buckley, Chapman, Cockle, Cross, Cunningham, D'Wolf, Eads, Enloe, Funkhouser, Glenn, Glover, Griffith, Grubb, Hart, Hayes, Hick, Huffman, Janney, Johnston, Little of Fulton, Lukins, McConnel, McLain, Marshall, Martin, Miller, Morton, O'Conner, Pickering, Reynolds, Robinson of Menard, Starkweather, Seehorn, Stokes, Swing, Tappan, Thomas of Morgan, Watson, West, White, Williamson and Mr. Speaker.—44.

Mr. Williams presented the remonstrance of four hundred and twenty-seven legal voters of Woodford county, against attaching a part of Tazewell county to the county of Woodford; which, without reading, was,

On his motion,

Referred to the committee on Counties.

Mr. Reynolds moved to dispense with the rule, and take up a Senate bill for "An act to refund money paid by John Pierson into the State Treasury," which was not agreed to.

Mr. Logan of Sangamon, presented the claim of N. P. Tinsley, for articles furnished the State troops in the Hancock difficulties; which, without reading, was,

On his motion,

Referred to the committee on Claims.

Mr. Barber presented the remonstrance of fifty-five citizens of La Salle county against any division of said county; which, without reading, was,

On his motion,

Referred to the committee on Counties.

Mr. Smith presented the petition of sundry citizens of Bond county, asking that religious instruction be given to the convicts in the Penitentiary; which, without reading, was,

On his motion,

Referred to the committee on the Penitentiary.

Mr. Johnston presented the claim of E. D. Taylor for articles furnished for the funeral of the Hon. William Rhodes; which, without reading, was,

On his motion,

Referred to the committee on Claims.

Mr. Skinner presented the petition of sundry citizens of Cook county, praying for the passage of a law, exempting from taxation all vessels and steamboats running within the navigable waters of this State; which, without reading, was,

On his motion,

Referred to the committee on Finance.

Mr. Bailey of Fulton, presented the petition of seventy-seven citizens of Fulton and McDonough counties, praying that that portion of the fourth principal meridian line between Beardstown on the Illinois river, and Galena, be declared a State road; which, without reading, was,

On his motion,

Referred to the committee on State Roads.

Mr. Dawson presented the petition of sundry citizens, legal voters of Marquette county, in township one north, five west, praying to be attached to Brown county; which was read, and

On his motion,

Referred to the committee on Counties.

Mr. Morrison of Hancock, presented the petition of citizens of Macedonia in Hancock, Cook county, praying that the name of said town may be changed to that of Webster; which, without reading, was,

On his motion,

Referred to the committee on Banks and Corporations.

Mr. West presented the petition of citizens of Sangamon county, for the improvement of Sheep; which, without reading, was,

On his motion,

Referred to the committee on Agriculture and Manufactures.

Mr. Erwin presented the claims of Captains Graham, Wells and Brown's, Companies, asking pay for services rendered in 1844; which, without reading, was,

On his motion,

Referred to the committee on Claims.

Mr. Wardlaw presented the petition of sundry citizens of Putnam county, praying for a modification of the law in relation to negroes and mulattoes; which, without reading, was,

On his motion,

Referred to the committee on the Judiciary.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have passed bills, in which they ask the concurrence of the House of Representatives, entitled

"An act supplemental to an act entitled 'An act for the assessment and collection of revenue for Hancock county, for 1845, 1846, and 1847;'" and,

"An act to amend an act entitled 'An act concerning the Sangamon river,' approved March 3, 1845."

The Senate have ordered that 3000 copies of the memorial to the General Assembly, of Miss Dix, on the subject of the State Penitentiary, presented to the Senate this morning, be printed for the use of the two Houses.

A bill for "An act to extend the time allowed by law for winding up the affairs of the State Bank of Illinois," coming up for consideration.

The question recurred on the motion to lay on the table, the amendment proposed by Mr. Logan of Sangamon, to the instructions moved by Mr. Boyakin, pending some days since when the House adjourned.

On this motion the yeas and nays had been demanded; and the question being taken, it was decided in the negative, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Barber, Boyakin, Cantrill, Casey, Creel, Cunningham, Davis, Dawson, Eads, Ela, Erwin, Griffith, Grubb, Harpole, Hayes, Hodges, Janney, Johnston, Kretsinger, McDowell, Mann, Morris, Morrison of Monroe, Omelveny, Ozburn, Peirson, Prevost, Ruddle, Rutledge, Stanley, Seehorn, Shumway, Stokes, Turner, White, Williamson, and Mr. Speaker—39.

Those who voted in the negative, are,

Messrs. Archer, Austin, Bailey of Rock Island, Blakeman, Boyle, Bragg, Brown, Buckley, Caswell, Chapman, Cockle, Constant, Cross, Cummings, Curtis, Dana, Eddy, Everett, Funkhouser, Glenn, Gilmore, Glover, Hart, Hick, Higgins, Huffman, Kinney, Linder, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, Lukins, McConnel, McLain, Marshall, Miller, Miner, Morrison of Hancock, Morton, O'Conner, Pickering, Randolph, Remann, Reynolds, Robb, Robeson of Menard, Stark, Starkweather, Sims, Skinner, Slocumb, Smith, Stickney, Swing, Tappan, Thomas of Bureau, Thomas of Morgan, Tucker, Wallace, Wardlaw, Watson, West, Wilcox, Williams, Wright and Wynne—67.

The question was then taken on the adoption of the amendment proposed by Mr. Logan of Sangamon, and decided in the affirmative.

Mr. Skinner moved to amend the proposed instructions, by adding the following: "Also, to inquire into the expediency of extending the charter until the first day of November, 1848."

Mr. Boyakin moved to amend the proposed amendment, by striking out the words "first day of November, 1848," and inserting the following in lieu thereof, viz: "first day of August next."

On motion of Mr. Cockle,

The amendment proposed by Mr. Boyakin was laid on the table, by yeas and nays, on the demand of Messrs. Bailey of Brown, and Cantrill, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Rock Island, Blakeman, Brown, Buckley, Caswell, Chapman, Cockle, Constant, Cross, Curtis, Dana, Everett, Fry, Funkhouser, Gilmore, Glover, Hick, Huffman, Kinney, Linder, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, Lukins, McLain, Marshall, Miller, Miner, Morrison of Hancock, O'Conner, Pickering, Remann, Reynolds, Robb, Robinson of Woodford, Robeson of Menard, Stark, Sherman, Skinner, Slocumb, Smith, Stickney, Tappan, Thomas of Morgan, Tucker, Wardlaw, Watson, West, Wilcox, Williams, Williamson, Wright and Wynne.—56.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Barber, Boyakin, Bragg, Cantrell, Casey, Creel, Cunningham, Davis, Dawson, Eads, Ela, Enloe, Erwin, Glenn, Griffith, Grubb, Harpole, Hayes, Higgins, Hodges, Johnston, Kretsinger, McConnel, McDowell, Mann, Morris, Morrison of Monroe, Morton, Omelveny, Ozburn, Peirson, Prevo, Ruddle, Rutledge, Stanley, Seehorn, Shumway, Sims, Stokes, Thomas of Bureau, Turner, White and Mr. Speaker.—45.

The question being taken on the amendment proposed by Mr. Skinner, it was decided in the affirmative.

The bill was then recommitted to the Committee on Banks and Corporations, with the instructions as amended.

On motion

The House adjourned until two o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

On motion of Mr. Thomas of Morgan,

The orders of the day were suspended for the reception of reports from standing committees.

Mr. Janney, from the committee on Claims, to which were referred the pay and muster rolls of the militia called into the service of the State under the command of Gen. J. J. Hardin and Maj. W. B. Warren, during the years 1845 & '46, reported a bill for "An act making appropriations for the pay of the officers and privates, under the command of Gen. J. J. Hardin, and Major W. B. Warren, during the years 1845 & '46;" which was read, and

*Ordered to a second reading.*

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and the bill read a second time by the title.

Mr. Thomas of Morgan, moved to postpone the further consideration of the bill until two o'clock, P. M. on Monday next, and make it the special order of the day for that hour.

Mr. Dawson moved to refer said bill to the committee on Public Accounts and Expenditures; which was not agreed to.

The question was then taken on the motion to postpone made by Mr. Thomas of Morgan, and decided in the affirmative.

Mr. Hick, from the committee on Banks and Corporations, to which was referred a bill for "An act to incorporate the Illinois River Navigation Company," reported the same back with amendments, which were read and concurred in.

Mr. Wilcox moved to lay said bill on the table, and that three hundred copies be printed for the use of the House, and that it be made the special order of the day for Wednesday next; which was not agreed to.

On motion of Mr. Cockle,

The further consideration of the bill was postponed until Wednesday next, and made the special order of that day.

Mr. Reynolds, from the committee on Finance, reported the following resolution, which was read:

*Resolved*, That the Secretary of State, cause each law passed during the present session of the General Assembly, except acts of incorporation, to be published once in the two newspapers, printed in Springfield, as early after their passage as practicable, the cost payable to each paper not to exceed one hundred dollars, to be appropriated and paid out of the State Treasury.

The question was taken on the adoption of the resolution, and decided in the negative.

Mr. Glover, from the committee on Counties, to which was referred a bill for "An act establishing the county seat of Whiteside county," reported the same back without amendment, and recommended its passage: the bill was

*Ordered* to be engrossed for a third reading.

On motion of Mr. Wallace,

The rule was dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage,

Mr. Little of Will, from the committee on Canal and Canal Lands, to which was referred a bill for "An act to incorporate the Kankakee river Navigation Company," reported the same back, with an amendment as a substitute, which was read and concurred in, and the bill

*Ordered* to be engrossed for a third reading.

On motion of Mr. Little, of Will,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

Mr. Casey, from the committee on Salines and Saline Lands, to which was referred a bill for "An act to amend an act for the relief of the heirs of Tyler D. Hewitt, dec'd., reported the same back without amendment, and recommended its passage; the bill was

*Ordered* to be engrossed for a third reading.

On motion of Mr. Stickney,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

Mr. Logan of Sangamon, from the committee on Finance, to which were referred the petitions and claims of sundry persons therein named, on the subject of the Mormon difficulties, reported the same back, and asked to be discharged from the further consideration of the same; and,

On his motion,

Said petition and claims were referred to the committee on the Militia.

Mr. Austin, from the committee on Internal Improvements, to which was referred a bill for "An act for the relief of the Spoon River Navigation Company," reported the same back, with an amendment; which was read and concurred in, and the bill as amended,

*Ordered* to be engrossed for a third reading,

Mr. Janney, from the committee on claims, to which was referred the petition of John Van Horn, praying compensation for services rendered the State, reported a bill for "An act making compensation to John Von Horn, for services as a topographical engineer in making a sectional map of the State of Illinois;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Morton,

The rule was dispensed with, and the bill read the second time by the title, and

*Ordered* to be engrossed for a third reading.

Mr. Glover moved that on to morrow afternoon, at two o'clock, the House resolve itself into committee of the Whole, on the bill for "An act to provide for calling a convention to amend the constitution of this State," and to continue the session of the committee every afternoon until the subject be disposed of.

Mr. Reynolds moved to discharge the committee of the Whole from the further consideration of said bill.

The question was then taken on the motion made by Mr. Glover, and decided in the affirmative, by yeas and nays, on the demand of Messrs. Glover and Dawson, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Fulton, Barber, Boyakin, Bragg, Brown, Buckley, Caswell, Chapman, Cockle, Constant, Creel, Cross, Cummings, Dana, Davis, D'Wolf, Eads, Ela, Enloe, Erwin, Everett, Fry, Glenn, Gilmore, Glover, Harpole, Hayes, Hick, Higgins, Hodges, Huffman, Janney, Kinney, Kretsinger, Little of Fulton, Little of Will, Logan of Sangamon, McConnel, McDowell, McLain, Marshall, Miller, Miner, Morris, Morrison of Hancock, Morton, O'Conner, Omelveny, Peirson, Ruddle, Robeson of Woodford, Robinson of Menard, Stark, Seehorn, Sherman, Shumway, Skinner, Slocumb, Smith, Stickney, Stokes, Swing, Tappan, Thomas of Bureau, Tucker, Turner, Wallace, Wardlaw, West, White, Wilcox, Williams, Williamson and Wright.—75.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Brown, Bailey of Rock Island, Blakeman, Casey, Curtis, Dawson, Funkhouser, Griffith, Grubb, Hart, Johnston, Logan of Jackson, Lukins, Mann, Morrison of Monroe, Ozburn, Pickering, Prevo, Randolph, Remann, Reynolds, Robb, Rutledge, Stanley, Thomas of Morgan, Watson and Wynne.—28.

Mr. Hayes, from the committee on Education, to which was referred a bill for "An act to incorporate the Chicago University," reported the same back with amendments," which were read and concurred in.

On motion of Mr. Skinner,

The bill was laid on the table.

Mr. Little of Fulton, from the committee on Engrossed and Enrolled Bills, reported as correctly enrolled, and laid before the Council of Revision, a bill for "An act making partial appropriations."

Mr. Thomas of Morgan, from the committee on Education, to which was referred the petition of sundry citizens of Pike county, praying for a

change in the law authorizing the collection of taxes for school purposes, reported a bill for "An act to exempt the property of persons of color from taxation for school purposes;" which was read, and

*Ordered* to a second reading.

Mr. Thomas of Morgan, moved to dispense with the rule, and that the bill be read the second time by the title.

Mr. Omelveny moved to postpone indefinitely, the further consideration of the bill, which was not agreed to, by yeas and nays, on the demand of Messrs. Thomas of Morgan, and Omelveny, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Brown, Bailey of Fulton, Barber, Boyakin, Bragg, Creel, Griffith, Harpole, Hayes, Hick, Janney, Logan of Sangamon, Lukins, McDowell, McLain, Mann, Marshall, Martin, Morrison of Hancock, Morrison of Monroe, Omelveny, Ozburn, Robinson of Menard, Rutledge, Shumway, Slocumb, Smith, Stokes, West, White and Williamson.—32.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Rock Island, Blakeman, Brown, Casey, Caswell, Chapman, Cockle, Constant, Cross, Cummings, Curtis, Dana, Davis, Dawson, D'Wolf, Eads, Eddy, Ela, Glenn, Gilmore, Glover, Grubb, Hart, Higgins, Huffman, Johnston, Kianey, Kretsinger, Linder, Little of Fulton, Little of Will, Logan of Jackson, McConnel, Miller, Miner, Morris, Morton, Peirson, Pickering, Prevost, Randolph, Remann, Reynolds, Ruddle, Robb, Robeson of Woodford, Stanley, Stark, Scehorn, Sims, Skinner, Stickney, Swing, Tappan, Thomas of Bureau, Thomas of Morgan, Tucker, Turner, Wallace, Wardlaw, Watson, Wilcox, Williams, Wright and Mr. Speaker.—66.

On motion of Mr. Hayes,

The main question was ordered.

Mr. Thomas of Morgan, then withdrew his motion to suspend the rule.

Mr. Hayes, from the minority of the same committee, made a report on the subject adverse to the prayer of the petitioners; which was read.

Mr. McDowell, from the committee on Finance, to which was referred a Senate bill for "An act for the relief of George Cassiday and others," with the amendment adopted by the House, reported the same back, with an amendment as a substitute; which was read, when,

On motion of Mr. Huffman,

The further consideration of the bill and substitute was postponed until Monday next.

Mr. McDowell, from the same committee, to which was referred a bill for "An act to amend the seventh section of 'An act concerning revenue,' approved March 3, 1845," reported the same back, with an amendment as a substitute; which was read and concurred in, and the bill, as amended,

*Ordered* to be engrossed for a third reading.

On motion of Mr. McDowell,

The rule was dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that Clerk inform the Senate thereof, and ask their concurrence in its passage.



Mr. McDowell, from the same committee, to which was referred a bill for "An act for the relief of John Underwood, of the county of Lake, and State of Illinois," reported the same back, without amendment, and recommended its rejection.

Pending the question on ordering the bill to be engrossed for a third reading,

On motion,

The House adjourned until ten o'clock to-morrow morning.

### SATURDAY, FEBRUARY 6, 1847.

House met pursuant to adjournment.

Prayer, by Rev. Mr. Springer.

Mr. Reynolds moved to suspend the orders of the day, and take up for consideration, bills on their third reading.

On motion of Mr. Robb,

The main question was ordered.

The question was then taken on the motion made by Mr. Reynolds, and decided in the negative.

Mr. Brown presented the petition of sundry citizens of Sangamon, Menard and Mason counties, asking the location of a State road from Springfield in Sangamon county, to Canton in Fulton county; which, without reading, was,

On his motion,

Referred to the committee on State Roads.

On motion of Mr. Morris,

*Ordered*, That the forenoon session of this day be devoted to the reception of reports of committees; and that, after the committees have reported, House bills, on third reading, be taken up.

Mr. Higgins, from the committee on Education, to which was referred the petition of citizens of Mason county for relief, reported a bill for "An act for the relief of the inhabitants of township No. twenty, north of range five west, in Mason county;" which was read, and

*Ordered* to a second reading.

Mr. Stark, from the committee on Claims, to which were referred petitions and claims relative to services rendered by the Illinois militia, in the years 1844 and '45, reported a bill for "An act making appropriations for the pay and expenses of the Illinois militia, called into service during the years one thousand eight hundred and forty-four and five;" which was read, and

*Ordered* to a second reading.

Mr. Thomas of Morgan, moved to dispense with the rule, and read the bill the second time by the title, which was not agreed to.

Mr. Austin, from the committee on Internal Improvements, to which was referred a bill for "An act to amend an act entitled 'An act to incorporate the Aurora and Chicago Plank Road Company,' approved March 3, 1845," reported the same back without amendment, and recommended its passage; the bill was

*Ordered* to be engrossed for a third reading.

Mr. Janney from the committee on Claims, to which were referred the claims of sundry persons for articles furnished the Illinois volunteers, in the Mormon difficulties, reported the same back, and asked to be discharged from the further consideration of the same.

The question being taken on discharging the committee, it was decided in the affirmative.

On motion of Mr. Janney,

Said claims were referred to the committee on the Militia.

Mr. Harrington, from the committee on Finance, to which was referred a bill for "An act for the relief of W. P. Bennett, collector of Clark county, reported the same back with an amendment, which was read and concurred in; the bill was then

*Ordered* to be engrossed for a third reading.

Mr. Janney, from the committee on Claims, to which was referred the claims of Francis G. Murray for services rendered the State, made a favorable report on the subject, accompanied by a bill for "An act for the relief of Francis G. Murray of Scott county;" which was read, and

*Ordered* to a second reading.

Mr. Reynolds, from the committee on the Militia, reported the following resolution:

*"Resolved*, That the General Assembly adjourn on the 22d of February, instant, and take no new business in after the 10th instant."

Mr. Morris objected to the reception of the resolution, and raised a point of order as to the competency of the committee to report on a matter which had not been referred to them.

The Speaker decided that the resolution was not strictly in order, inasmuch as the order of business adopted by the House, this morning, contemplated that the committees should report only upon such subjects as had been referred to them by the House.

Mr. Reynolds appealed from the decision of the chair.

After debate thereon,

On motion of Mr. Logan of Sangamon,

The main question was ordered.

The question being, "Shall the decision of the chair stand as the judgment of the House?" it was decided in the affirmative, by yeas and nays, on the demand of Messrs. Linder and Omelveny, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Boyakin, Boyle, Bragg, Brown, Buckley, Caswell, Chapman, Cockle, Constant, Creel, Cross, Cummings, Curtis, Davis, Eads, Eddy, Enloe, Erwin, Everett, Fry, Glenn, Gilmore, Glover, Griffith, Grubb, Hansford, Harrington, Harpole, Hart, Hayes, Hick, Higgins, Hodges, Huffman, Janney, Kinney, Kretsinger, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, Lukins, McConnel, McDowell, Mann, Marshall, Martin, Miller, Miner, Morris, Morrison of Hancock, Morrison of Monroe, O'Conner, Peirson, Pickering, Randolph, Remann, Robb, Robeson of Woodford, Robinson of Menard, Ruddle, Stanley, Stark, Starkweather, Seehorn, Sherman, Shumway, Sims, Skinner, Stocumb, Stickney, Swing, Tappan, Thomas of Bureau, Thomas of Morgan, Tucker, Turner, Wallace, Wardlaw, Watson, West, White, Wilcox, Williams, Williamson, Wright and Wyane.—94

Those who voted in the negative, are,  
Messrs. Cantrill, Casey, Dawson, D'Wolf, Funkhouser, Johnston, Linder, McLain, Omelveny, Ozburn, Prevo, Reynolds, Smith and Stokes.  
—14.

Mr. Logan of Sangamon, from the committee on Finance, to which was referred a Senate bill for "An act for the relief of Edward B. Tinney," reported the same back, without amendment, and recommended its passage; the bill was

*Ordered* to a third reading.

Mr. Marshall, from the committee on Banks and Corporations, to which was referred a bill for "An act to incorporate the Rock Island and Peru Rail Road Company," reported the same back without amendment, and recommended its passage; the bill was

*Ordered* to be engrossed for a third reading.

Mr. Marshall, from the same committee, to which was referred a bill for "An act to incorporate the Canton and Historical Library Association," reported the same back, and recommended its rejection.

The question was taken on ordering the bill to be engrossed for a third reading, and decided in the negative.

Mr. Marshall, from the same committee, to which was referred a bill for "An act to vacate a part of the town plat of Morris, in Grundy county, reported the same back, without amendment, and recommended its passage.

*Ordered* to be engrossed for a third reading.

Mr. Wallace, from the committee on Counties, to which was referred a bill for "An act to change the name of the county of Marquette, to organize the same, to attach a portion of the county of Adams thereto, and to provide for the collection of the revenue therein, and for other purposes therein mentioned," together with the amendments thereto, of the select committee and the committee on Finance, reported the same back with an amendment.

The various amendments were read and concurred in.

Mr. Bailey of Brown, moved to amend the bill, in the portions relative to the assessment and collection of the revenue, by inserting before the figures, "1846," the figures "1843, 1844, and 1845."

On motion of Mr. Morris,

The proposed amendment was laid on the table.

*Ordered*, That the bill be engrossed for a third reading.

Mr. Tucker, from the committee on State Roads, to which was referred a bill for "An act to authorize the county commissioners of Effingham county to build a bridge over the Little Wabash, in said county," reported the same back, with an amendment as a substitute; which was read, and concurred in, and the bill, as amended.

*Ordered* to be engrossed for a third reading.

Mr. Hayes, from the committee on Education, to which was referred the petition of citizens of Fulton county relative to appropriating a part of the fee allowed to clerks for marriage license, to the school funds, reported the same back, and asked to be discharged from the further consideration of the same.

The question was taken on discharging the committee, and decided in the affirmative.

Mr. Hick, from the committee on Banks and Corporations, to which was referred a bill for "An act to authorize the Protestant Episcopal Church of this State to raise a fund for the support of a Bishop, and for other purposes," reported the same back, without amendment.

On motion of Mr. Linder,

Said bill was referred to the committee on the Judiciary.

On motion of Mr. Reynolds,

The rule was dispensed with, and leave given him to submit the following resolution, which was read, and unanimously adopted:

*Resolved*, That, whereas, Governor Slade of Vermont, is now present in Springfield, on a visit to this State, and in order to show due respect to that gentleman, he be respectfully invited to a seat within the bar of this House, during his sojourn in Springfield.

Mr. Hick, from the committee on Banks and Corporations, to which was referred a bill for "An act to incorporate the Hainsville Steam Mill Company," reported the same back, and recommended its rejection.

The question was taken on ordering the bill to be engrossed for a third reading, and decided in the negative.

Mr. Hick, from the committee to which was referred a bill for "An act to incorporate the Grand Lodge of Illinois of Ancient, Free and Accepted Masons," reported the same back without amendment, and recommended its passage; the bill was

*Ordered* to be engrossed for a third reading.

Mr. Archer, from the committee on State Roads, to which was referred the petition of citizens of Putnam and Bureau counties relative to a ferry across the Illinois river, at Hennepin, reported a bill for "An act to amend an act February 23, 1845, authorizing the county commissioners of Putnam and Bureau counties, to lease a ferry at Hennepin;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Wardlaw,

The rule was dispensed with, and the bill read a second time by the title, and

*Ordered* to be engrossed for a third reading.

Mr. Reynolds moved that the House adjourn until Monday morning, 10 o'clock, which was not agreed to, by yeas and nays, on the demand of Messrs. Kretsinger and Morris, as follows:

Those who voted in the affirmative, are,

Messrs. Cantrill, Creel, Eddy, Hick, Linder, Morrison of Hancock, Remann, Reynolds, Wilcox, Williamson and Wynne.—11.

Those who voted in the negative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Boyakin, Bragg, Brown, Buckley, Casey, Caswell, Chapman, Constant, Cross, Cummings, Cunningham, Curtis, Dana, Davis, Dawson, Eads, Enloe, Erwin, Everett, Funkhouser, Glenn, Gilmore, Glover, Griffith, Grubb, Harrington, Harpole, Hart, Hayes, Higgins, Hodges, Huffman, Janney, Johnston, Kinney, Kretsinger, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, Lukins, McConnel, McDowell, McLain, Mann, Marshall, Martin, Miller, Miner, Morris, Morrison of Monroe, Omelveny, Ozburn, Peirson, Picker-

ing, Prevo, Randolph, Robb, Robeson of Woodford, Robinson of Menard, Ruddle, Stanley, Stark, Starkweather, Seehorn, Shumway, Sims, Skinner, Slocumb, Stokes, Swing, Tappan, Thomas of Bureau, Thomas of Morgan, Tucker, Turner, Wallace, Wardlaw, Watson, White, Williams, Wright and Mr. Speaker.—90.

On motion

The House adjourned, until two o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

On motion of Mr. Shumway,

The rule was dispensed with, and leave given him to present the petition of citizens of Taylorville, in Christian county, praying the re-location of a certain street in said town; which, without reading, was,

On his motion,

Referred to a select committee.

Ordered, That Messrs. Shumway, Wynne and Funkhouser, be said committee.

On his further motion,

The rule was again dispensed with, and leave given him to present the petition of sundry citizens of Christian county, praying that religious instruction may be given to the convicts in the Penitentiary; which, without reading, was,

On his motion,

Referred to the committee on the Penitentiary.

A message from the Senate, by Mr. Moore, their Secretary :

*Mr. Speaker:* The Senate have passed bills, in which they ask the concurrence of the House of Representatives, entitled

"An act concerning the redemption of lands sold for taxes;" and

"An act to authorize the Governor to refund certain moneys."

The Senate have concurred with the House of Representatives in the passage of bills, entitled

"An act to incorporate the St. Clair Turnpike Company," and

"An act to amend an act, entitled 'An act to incorporate the Madison Ferry Company.'"

The Senate have ordered that a Senate bill, entitled "An act to establish the Illinois State Hospital for the Insane," be printed for the use of the General Assembly; also, that 3,000 copies of a report made by the Senate, by a select committee of nine, on the same subject, be printed for the same use.

On motion of Mr. Turner,

The rule was dispensed with, and leave given him to present the petition of Archibald Job, asking compensation for services rendered the State; which was read, and,

On his motion,

Referred to the committee on Public Buildings and Public Grounds.

On motion of Mr. Wallace,

The petition of sundry citizens of Whiteside, La Salle and Lee counties,

asking for the location of a State road, reported back, from the committee on State roads, were taken up, and

Referred to a select committee.

*Ordered*, That said committee consist of the members from Whiteside, Carroll, Bureau and La Salle counties.

Mr. Morris, moved that the House do now resolve itself into a committee of the Whole, on the bill for "An act providing for the call of a Convention to amend the Constitution of this State."

Mr. Pickering moved to lay said motion on the table.

The question being taken on laying said motion on the table, it appeared that there was no quorum voting; when,

On motion of Mr. Morris,

A call of the House was ordered, and it appeared that the following members were absent, viz:

Messrs. Buckley, Constant, D'Wolf, Eads, Eddy, Fry, Griffith, Harpole, Hart, Linder, Morrison of Hancock, Robeson of Woodford, Swing, Tappan, Watson and Williamson.

Pending the call,

Mr. Bailey of Brown, on leave, introduced a bill for "An act, supplemental to 'An act extending the limits of the fifth Judicial Circuit, and fixing the time of holding courts therein;'" which was read, and

*Ordered* to a second reading.

On motion of Mr. Morris,

The rule was dispensed with, and the bill read a second time by the title.

*Ordered* to be engrossed for a third reading.

On his further motion,

The rule was again dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

Mr. Martin moved to take up for consideration, a bill for "An act to construct a rail road from Alton, in Madison county, to Springfield, in Sangamon county," when,

On motion of Mr. Huffinan.

Further proceedings under the call were dispensed with.

On motion of Mr. Morris,

The House resolved itself into committee of the Whole, on a bill for "An act call a Convention to amend the Constitution of this State."

Mr. Huffinan in the Chair,

After some time spent therein, the committee rose, and their chairman reported that they had had said bill under consideration, had made some progress therein, and had directed him to ask leave to sit again.

Pending the question on granting leave to the committee to sit again,

On motion,

The House adjourned until ten o'clock, on Monday morning.

MONDAY, FEBRUARY 8, 1847.

House met pursuant to adjournment.

Prayer, by the Rev. Mr. Bailey.

Mr. Underwood moved to dispense with the rule to enable him to introduce a bill.

The question being taken on dispensing with the rule, it appeared that there was no quorum voting.

On motion of Mr. Thomas of Morgan,

*Ordered*, That after the presentation of petitions, the House proceed to the consideration, first, of House bills, and second, of Senate bills, on their third reading.

Mr. Huffman. presented the petition of sundry citizens of Edgar county praying for the formation of a new county out of parts of Vermillion and Edgar counties; which, without reading, was,

On his motion,

Referred to the committee on Counties.

Mr. Eddy presented the petition of sundry citizens of Gallatin county, relative to a division of said county, together with the certificate of the Secretary as to the highest vote in Gallatin county at the last August election; which, without reading, was,

On his motion,

Referred to the committee on Counties.

Mr. Smith presented the memorial of the citizens of Bond county, asking that the "Right of way," may be granted to the Mississippi and Atlantic Rail Road company; which was read, and,

On his motion,

Laid on the table.

Mr. Barber presented the petition of sundry citizens of La Salle county, praying that the judgment against L. Kimball, for cutting canal timber, may be cancelled; which was read, and,

On his motion,

Referred to the committee on Canal and Canal Lands.

Mr. Stark presented the petition of citizens of Hancock, praying the establishment of a ferry across the Mississippi river at Nauvoo, Hancock county, Illinois; which, without reading, was,

On his motion,

Referred to the committee on Banks and Corporations.

Mr. Everett, presented the petition of one hundred and ten inhabitants of the county of Cook, praying that they may not be included in the amended charter of the city of Chicago; which, without reading, was,

On his motion,

Referred to the committee on Banks and Corporations.

Mr. Thomas of Morgan, presented the petition of James M. Duncan, asking an appropriation for services rendered the State as Clerk of the Supreme Court; which, without reading, was,

On his motion,

Referred to the committee on the Judiciary.

Mr. Skinner presented the petition of G. A. Knowles and seventy-nine others, for the location of a State road from Chicago to Pleasant Grove to Smith's Tavern; which, without reading, was,

On his motion,

Referred to the committee on State Roads.

Mr. Bailey of Rock Island, presented the petition of sundry citizens of Henry county, praying for a repeal of all existing laws tolerating the sale of ardent spirits, and grant to the voters of each town or precinct, the privilege to decide at the ballot-box, for or against licensing houses for retailing intoxicating drinks; which, without reading, was,

On his motion,

Referred to the committee on the Judiciary.

Mr. Stookey presented the petition of fifty-nine inhabitants of Illinois-town, praying for a participation in the rents of Cahokia commons for school purposes; which, without reading, was,

On his motion,

Referred to the committee on Education.

Mr. Cross presented the petition of one hundred and four citizens of Winnebago county, praying that the judge of the sixth judicial circuit be removed from office; which, without reading, was,

On his motion,

Referred to the committee on the Judiciary.

Mr. Bailey of Rock Island, presented the petition of sundry citizens of Rock Island and Henry counties, praying for the passage of "An act incorporating the Rock Island and Peru Rail road Company;" which, without reading, was,

On his motion,

Laid on the table.

Mr. Johnston presented the claim of B. C. Webster & Co. for articles furnished for the funerals of Hon. William Hendry and Hon. William Rhodes; which, without reading, was,

On his motion,

Referred to the committee on Claims.

Mr. Swing presented the petition of sundry citizens of Mason, Menard, and Fulton counties, asking the location of a road therein named; which, without reading, was,

On his motion,

Referred to the committee on State Roads.

Mr. Swing also presented the petition of sundry citizens of township 18 north, range 3 west, of the third principal meridian, in Logan county, asking the passage of a special act for their benefit; which, without reading, was,

On his motion,

Referred to the committee on Education.

Mr. Curtis presented the remonstrance of sundry citizens of Oquawka, against being incorporated; which, without reading, was,

On his motion,

Referred to the committee on Banks and Corporations.

Mr. Glover presented notes drawn by the Marseilles Manufacturing Company in La Salle county; which, without reading, were,



On his motion,

Referred to the committee on Banks and Corporations.

Mr. Smith presented the petition of sundry citizens of Bond county, asking that legislative provision be made for the religious instruction of the inmates of the Penitentiary; which, without reading, was,

On his motion,

Referred to the committee on the Penitentiary.

Mr. Marshall presented the petition of Enos T. Allen, asking for relief; which, without reading, was,

On his motion,

Referred to the committee on Banks and Corporations.

A bill for "An act to provide for the sale of a part of the Northern Cross Railroad," coming up for consideration,

Mr. Robb withdrew his motion to lay the amendment proposed by Mr. Morris on the table.

On motion of Mr. Cunningham,

The main question was ordered.

The question then recurring on the amendment proposed by Mr. Morris, it was decided in the negative, by yeas and nays, on the demand of Messrs. Morris and Smith, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Barber, Boykin, Bragg, Casey, Chapman, Cockle, Creel, Cross, Ends, Enloe, Hansford, Harrington, Harpole, Higgins, Johnston, Kretsinger, Lukins, McConnel, McDowell, Marshall, Morris, O'Conner, Omelveny, Prevo, Robeson of Woodford, Ruddle, Seehorn, Shumway, Sims, Smith, Stickney, Underwood, Wallace and White.—35.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Blakeman, Campbell, Cantrill, Caswell, Constant, Cummings, Cunningham, Curts, Dana, Davis, Dawson, D'Wolf, Erwin, Funhouser, Glenn, Gilmore, Glover, Griffith, Grubb, Hayes, Hick, Huffman, Janney, Kinney, Little of Will, Logan of Jackson, McLain, Mann, Miller, Miner, Morrison of Hancock, Morrison of Monroe, Morton, Ozburn, Randolph, Remann, Reynolds, Robb, Robinson of Menard, Stanley, Stark, Starkweather, Sherman, Skinner, Slocumb, Stokes, Stookey, Swing, Tappan, Thomas of Bureau, Thomas of Morgan, Tucker, Turner, Wardlaw, Watson, West, Williams, Wynne and Mr. Speaker.—63.

The question was then taken on the passage of the bill, and decided in the affirmative.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

A message from the Senate, by Mr. Gillespie, a Senator:

*Mr. Speaker*: The Senate have adopted a resolution, herewith presented for the concurrence of the House of Representatives, proposing that the committees of the two Houses on the Penitentiary have a joint session in conjunction with the joint select committee on that subject, &c.

On motion of Mr. Martin,

The rule was dispensed with, and the message just received from the Senate, inclosing the resolution proposing that the committees of the two

Houses on the Penitentiary, have a joint session, in conjunction with the joint select committee on that subject, was taken up for consideration.

The question was then taken on concurring with the Senate in the adoption of the resolution, and decided in the affirmative.

*Ordered*, That the Clerk inform the Senate thereof.

The following bills were severally read the third time and passed, viz:

"An act to repeal the act incorporating the town of Marion;"

"An act to protect the interests of orphans and minors, and for other purposes;"

"An act making further provisions for the education of the deaf and dumb," and

"An act authorizing Silas Beebe to establish a ferry across the Mississippi River."

*Ordered*, That the titles of the foregoing bills be severally as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in their passage.

A bill for "An act to repeal the fifteenth chapter of the Revised Statutes," was read a third time.

The question being taken on the passage of the bill, it was decided in the affirmative, by yeas and nays, on the demand of Messrs. Morris and Boyakin, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Rock Island, Blakeman, Boyle, Buckley, Caswell, Constant, Creel, Cross, Cummings, Curts, Dana, Dawson, D'Wolf, Eddy, Enloe, Everett, Gilmore, Griffith, Hayes, Huffinan, Kretzinger, Linder, Little of Will, Logan of Jackson, Lukins, McConnel, McLain, Mann, Miner, Morrison of Hancock, Morrison of Monroe, Randolph, Remann, Robb, Robinson of Menard, Stark, Starkweather, Sherman, Skinner, Slocumb, Smith, Stickney, Stokes, Stookey, Tappan, Thomas of Morgan, Tucker, Underwood, Wardlaw, Watson, West, Williams and Wynn.—55.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Barber, Boyakin, Bragg, Cantrill, Casey, Cockle, Cunningham, Davis, Eads, Erwin, Fry, Funkhouser, Glenn, Glover, Grubb, Hansford, Harrington, Harpole, Hick, Higgins, Hodges, Janney, Johnston, Kinney, McDowell, Marshall, Martin, Miller, Morris, Morton, O'Conner, Omelveny, Ozburn, Prevo, Reynolds, Robeson of Woodford, Ruddle, Stanley, Seelorn, Shumway, Sims, Swing, Thomas of Bureau, Turner, Wallace, White and Mr. Speaker.—49.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

A message from the Senate by Moore, their Secretary:

*Mr. Speaker*: The Senate have passed bills, herewith presented for the concurrence of the House of Representatives, entitled

"An act to attach the county of Shelby to the 8th judicial circuit, and for other purposes;"

"An act to provide for the maintenance of the Rockford Bridge;"

"An act changing the time of holding the circuit courts in the 2d judicial circuit."

The Senate have concurred with the House of Representatives in the passage of a bill, as amended by the Senate, entitled "An act to establish District Courts in the State of Illinois."

In the amendment, I am directed to ask the concurrence of the House of Representatives.

A bill for "An act more explicitly defining the times of holding courts in the fourth judicial circuit," was read the third time.

On motion of Mr. Starkweather,

The bill was amended in the second section by striking out of the clause referring to Jasper county, the word "Wednesday," and inserting the word "Thursday" in lieu thereof.

On motion of Mr. Griffith,

The bill was further amended in the second section by striking out of the clause referring to Richland county, the word "Wednesday," and inserting the word "Thursday" in lieu thereof.

The question was then taken on the passage of the bill, as amended, and decided in the affirmative.

Ordered, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

A bill for "An act to establish a ferry across the Illinois river at La Salle," was read a third time.

Mr. O'Conner moved to amend said bill by striking out the fourth section.

On motion of Mr. Barber,

The bill and proposed amendment were referred to a select committee to consist of the members from La Salle county.

A bill for "An act to amend an act relative to justices of the peace and constables, approved, March 3, 1845," was read a third time.

On motion of Mr. Reynolds,

The bill was amended by adding the following as a proviso, viz:

"Proceedings before justices of the peace, shall be conducted without pleading in writing as heretofore."

On motion of Mr. Logan of Sangamon,

The bill was amended by adding the following, as an additional section, viz:

"The transcript to be filed in the circuit court, of the judgment of the justice of the peace, shall contain the summons and the evidence of the service of the summons, or the appearance of the defendant, and all the proceedings before the justice, and shall be, by the Clerk of the court, recorded in a book to be kept by him for that purpose."

Mr. Linder moved to amend the bill in the fifth section by striking out all after the word "dollars" first mentioned in said section.

On motion of Mr. Wynne,

The main question was ordered.

The question recurring on the amendment proposed by Mr. Linder, it was decided in the affirmative.

The question was then taken on the passage of the bill as amended and decided in the affirmative, by yeas and nays, on the demand of Messrs. Linder and Skinner, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Brown, Bailey of Fulton, Blakeman, Boy-akin, Boyle, Bragg, Cantrill, Caswell, Constant, Cummings, Cunningham, Curts, Davis, Dawson, Eads, Eddy, Funkhouser, Griffith, Grubb, Harpole, Higgins, Janney, Kinney, Linder, Lukins, McConnel, McDowell, McLain, Mann, Marshall, Miller, Morrison of Monroe, Morton, Omelveny, Ozburn, Reynolds, Robinson of Menard, Shumway, Sims, Smith, Stonkey, Swing, Thomas of Bureau, Turner, Wallace, Wardlaw, Watson, White, Wynne and Mr. Speaker.—51.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Rock Island, Barber, Buckley, Casey, Cockle, Creel, Cross, Dana, D'Wolf, Everett, Glenn, Gilmore, Glover, Hanstord, Harrington, Hayes, Hick, Hodges, Huffman, Johnston, Kretsinger, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, Martin, Morris, Morrison of Hancock, O'Conner, Prevo, Randolph, Remann, Robb, Robeson of Woodford, Ruddle, Stark, Starkweather, Seehorn, Sherman, Skinner, Slocumb, Stickney, Stokes, Thomas of Morgan, Underwood, Wilcox and Williams.—48.

On motion,

The House adjourned, until 2 o'clock, P. M.

#### TWO O'CLOCK, P. M.

House met pursuant to adjournment.

On motion of Mr. Cunningham,

The rule was dispensed with, and a Senate bill for "An act changing the times of holding the circuit courts in the third judicial circuit," was taken up for consideration, read the first time by the title, and

*Ordered* to a second reading.

On his further motion,

The rule was again dispensed with, and the bill read the second time.

On motion of Mr. Boyakin,

Said bill was referred to the committee on the Judiciary.

On motion of Mr. Shumway,

The rule was dispensed with, and a Senate bill for "An act to attach the county of Shelby to the eighth judicial circuit, and for other purposes," was taken up for consideration, read the first time by the title, and

*Ordered* to a second reading.

On his further motion,

The rule was again dispensed with, and the bill read the second time by the title, and

Referred to the committee on the Judiciary.

The Speaker laid before the House a communication from the Secretary of State, relative to the fees and emoluments of his office; which was read, and

On motion of Mr. Thomas of Morgan,

Laid on the table.

On motion of Mr. Archer,

The rule was dispensed with, and leave given him to make a report from the committee on State Roads, to which had been referred a bill for "An act to amend the several acts relating to Public Roads;" when he reported the same back, with an amendment, which was read and concurred in; the bill as amended, was,

*Ordered* to be engrossed for a third reading.

On his further motion,

The rule was again dispensed with, and the bill read the third time.

Mr. Dawson moved to amend the bill by inserting the following as an additional section:

That all the labor required by this act shall be performed between the first day of April and the first day of October, in each year, and if said labor is for the payment of the road tax as levied by the county court, the supervisor shall give a certificate that the labor was performed between the first day of April and the first day of October.

Mr. Robeson of Woodford, moved to amend the proposed amendment by striking out the word "October" and inserting the word "January."

On motion of Mr. Cunningham,

The proposed amendments were laid on the table.

Mr. Kretsinger moved to amend said bill in the second section by striking out the word "twenty" and inserting the word "forty."

On motion of Mr. Johnston,

The proposed amendment was laid on the table, by yeas and nays, on the demand of Messrs. Kretsinger and Casey, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Fulton, Bailey of Rock Island, Blakeman, Boyakin, Boyle, Bragg, Campbell, Cantrill, Casey, Caswell, Cockle, Constant, Creel, Cummings, Cunningham, Curtis, D'Wolf, Eads, Eddy, Everett, Funkhouser, Gilmore, Griffith, Grubb, Hansford, Harpole, Hart, Hayes, Hick, Higgins, Hodges, Huffman, Janney, Johnston, Little of Fulton, Logan of Jackson, McConnel, McDowell, Mann, Marshall, Miner, Morris, Morton, Omelveny, Ozburn, Robb, Robeson of Woodford, Ruddle, Stanley, Starkweather, Seehorn, Shumway, Sims, Slocumb, Smith, Stickney, Stokes, Stookey, Swing, Thomas of Bureau, Thomas of Morgan, Tucker, Turner, Underwood, Wardlaw, Watson, West, White, Wilcox, Williams and Mr. Speaker.—71.

Those who voted in the negative, are,

Messrs. Austin, Archer, Bailey of Brown, Barber, Cross, Dana, Dawson, Erwin, Glover, Harrington, Kinney, Kretsinger, Linder, Little of Wall, McLain, Miller, O'Conner, Remann, Reynolds, Robinson of Menard, Sherman and Wallace.—22.

Mr. Casey moved to amend said bill by adding the following as a proviso.

*"Provided*, No tax shall be levied for road purposes, upon the real or personal property of minor heirs, widows, or men whose age or infirmities exempt them from road labor."

Mr. Glover moved to refer the bill and proposed amendment to the committee on the Judiciary, which was not agreed to.

On motion of Mr. Thomas of Morgan,

The amendment proposed by Mr. Casey, was laid on the table.

Mr. Stookey moved to amend said bill in the first section, by striking out the word "five" and insert the word "three," also the word "two," and insert the word "one."

On motion of Mr. Thomas of Morgan,  
Said amendment was laid on the table.

On his further motion,

The main question was ordered, by yeas and nays, on the demand of Messrs. Kretsinger and Stickney, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Rock Island, Blakeman, Boyakin, Boyle, Bragg, Campbell, Casey, Caswell, Constant, Creel, Cummings, Cunningham, Curts, Dana, Eddy, Gilmore, Grubb, Hansford, Harpole, Hick, Higgins, Hodges, Huffman, Kinney, Little of Fulton, Little of Will, McLain, Marshall, Miner, Morrison of Hancock, Morton, Omelveny, Remann, Reynolds, Robb, Robeson of Woodford, Robinson of Menard, Ruddle, Stanley, Stark, Sims, Slocumb, Stokes, Stookey, Tappan, Thomas of Bureau, Thomas of Morgan, Tucker, Turner, Wardlaw, Watson, West, Wilcox, Williams and Mr. Speaker.—56.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Brown, Bailey of Fulton, Barber, Cantrill, Chapman, Cockle, Cross, Dawson, D'Wolf, Eads, Erwin, Everett, Funkhouser, Glover, Griffith, Harrington, Hart, Hayes, Janney, Johnston, Kretsinger, McConnel, McDowell, Mann, Miller, O'Connor, Ozburn, Starkweather, Sherman, Shumway, Skinner, Smith, Stickney, Swing, Underwood, Wallace and White.—38.

The question was then taken on the passage of the bill, and decided in the affirmative, by yeas and nays, on the demand of Messrs. Dawson and Kretsinger, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Boyakin, Boyle, Bragg, Cantrill, Caswell, Cockle, Constant, Creel, Cross, Cummings, Cunningham, Dana, Davis, D'Wolf, Eddy, Erwin, Everett, Gilmore, Griffith, Grubb, Hansford, Harpole, Higgins, Hodges, Huffman, Janney, Kinney, Logan of Jackson, McConnel, McLain, Marshall, Morrison of Hancock, Ozburn, Remann, Reynolds, Robb, Robeson of Woodford, Ruddle, Seehorn, Sherman, Slocumb, Stokes, Swing, Tappan, Thomas of Bureau, Thomas of Morgan, Tucker, Wallace, Wardlaw, Watson, West, White, Wilcox and Williams.—60.

Those who voted in the negative, are,

Messrs. Austin, Campbell, Casey, Chapman, Dawson, Eads, Funkhouser, Glover, Harrington, Hart, Johnston, Kretsinger, Little of Fulton, Little of Will, McDowell, Mann, Miller, Morton, O'Connor, Omelveny, Peirson, Robinson of Menard, Stanley, Starkweather, Sims, Smith, Stickney, Stookey, Turner, Underwood and Mr. Speaker.—31.

On motion of Mr. Marshall,

The vote taken on referring to the Judiciary, the Senate bill for "An act changing the times of holding the circuit courts in the third judicial circuit," was re-considered.

Ordered, That the bill be read a third time.

On motion of Mr. Marshall,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

A bill for "An act to abolish imprisonment for debt or damages," was read the third time, and,

On motion of Mr. Thomas of Morgan,

Referred to the committee on the Judiciary.

A bill for "An act to amend 'An act concerning inclosures and fences,' approved, March 3, 1845," was read the third time, and,

On motion of Mr. Sherman,

Laid on the table until the 4th of July.

On motion of Mr. Turner,

The rule was dispensed with, and a bill for "An act concerning certain townships therein named in Cass county," was read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and a bill for "An act to incorporate the Griggsville Cemetry," was read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Cockle,

The rule was dispensed with, and a bill for "An act in relation to the records of Peoria county," was read the third time by the title and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Eddy,

The vote taken on the passage of the Senate bill for "An act changing the times of holding the circuit courts in the third judicial circuit," was reconsidered.

The bill was then referred to a select committee to consist of one from each county in the circuit.

*Ordered*, That Messrs. Eddy, Boyakin, Johnston, Marshall, Cunningham, Logan, Stokes, Hodges, and Enloe be said committee.

On motion of Mr. Williams,

Leave of absence was granted to Mr. Wilcox.

Mr. Huffman moved to re-consider the vote taken on the passage of a bill for "An act to provide for the sale of a part of the Northern Cross Railroad," which was not agreed to.

On motion of Mr. Eddy,

The rule was dispensed with, and leave given him to introduce a bill for "An act to amend 'An act for the relief of James M. Jones, of Gallatin county,' approved, February 28, 1845;" which was read, and

*Ordered* to a second reading.

On his further motion,

The rule was again dispensed with, and the bill read the second time by the title, and

Referred to the committee on Education.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and a bill for "An act to incorporate the Lawrenceville Æsculapian Medical Society," was read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and a bill for "An act forming the village of Prairie du Pont into a school district," was read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Shumway,

The rule was dispensed with, and a bill for "An act for the benefit of James Marion Nelson, a minor," was read the third time and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Higgins,

A bill for "An act authorizing Isaac G. Israel to construct a turnpike road in Pike county," reported from the committee on State Roads, was taken up, and

Referred to the committee on Banks and Corporations.

On motion of Mr. Thomas of Morgan,

A bill for "An act making compensation to Stevens and Trenchery of Alton, for storage on rail road iron," was taken from the table.

The question being taken on the passage of the bill, it was decided in the affirmative, by yeas and nays, on the demand of Messrs. Dawson and Little of Fulton, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Rock Island, Barber, Blakeman, Boyle, Buckley, Campbell, Cantrill, Caswell, Chapman, Cross, Cummings, Dana, Davis, D'Wolf, Eddy, Erwin, Glenn, Glover, Grubb, Hart, Hayes, Hick, Hodges, Huffman, Janney, Kinney, Linder, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, McConnel, McDowell, McLain, Martin, Miner, Morris, Morrison of Hancock, Morton, Peirson, Randolph, Remann, Reynolds, Robb, Robinson of Woodford, Robeson of Menard, Ruddle, Stauley, Stark, Starkweather, Seehorn, Sherman, Slocumb, Stickney, Stookey, Tappan, Thomas of Bureau, Thomas of Morgan, Tucker, Turner, Underwood, Wallace, Wardlaw, Watson, West, Wilcox, Williams, Wynne and Mr. Speaker.—70.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Boyakin, Bragg, Casey, Cocks, Creel, Cunningham, Curtis, Dawson, Eads, Enloe, Funkhouser, Griffith, Hansford, Harrington, Johnston, Kretsinger, Lukins, Mann, Morrison of Monroe, Omelveny, Ozburn, Prevo, Shumway, Sims, Smith, Stokes, Swing and White.—30.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

Bills of the following titles were severally read the third time and passed, viz:



"An act regulating the sale of real estate of infants;"

"An act authorizing the Governor to preserve the State Arms;"

"An act to amend the law in relation to marriages;"

"An act for the benefit of the heirs of George Morris, deceased, late of Effingham county;"

"An act declaring a certain road therein named a State Road;"

"An act to incorporate Jefferson Lodge, No. 7, of the Independent Order of Odd Fellows of the town of Belleville;"

"An act to establish a State road from Jacksonville to Alton;"

"An act for the relief of Isaac Demint," and

"An act to vacate a certain alley in the town of Rushville in Schuyler county."

*Ordered*, That the titles of the foregoing bills be severally as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in their passage.

On motion of Mr. Logan of Sangamon,

A Senate bill for "An act making appropriation for the completion of the State House," was taken up and read the second time.

Mr. Casey moved that the House adjourn until to-morrow morning at 10 o'clock; which was not agreed to, by yeas and nays, on the demand of Messrs. Linder and Cantrill, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Brown, Bailey of Fulton, Blakeman, Boyle, Bragg, Campbell, Cantrill, Casey, Cockle, Creel, Cross, Dawson, Eads, Eddy, Enloe, Erwin, Glenn, Gilmore, Griffith, Grubb, Hansford, Harpole, Hart, Johnston, Kretsinger, Linder, Little of Fulton, Mann, Miller, Morris, Morrison of Monroe, O'Conner, Omelveny, Ozburn, Remann, Reynolds, Ruddle, Seehorn, Smith, Stokes, Thomas of Bureau, Watson, White and Wynne.—45.

Those who voted in the negative, are,

Messrs. Archer, Barber, Boyakin, Buckley, Caswell, Chapman, Constant, Cummings, Cunningham, Curts, Dana, D'Wolf, Everett, Fry, Funkhouser, Glover, Harrington, Hayes, Hick, Huffman, Janney, Kinney, Little of Will, Logan of Jackson, Logan of Sangamon, McDowell, McLain, Marshall, Martin, Morrison of Hancock, Morton, Peirson, Prevo, Randolph, Robb, Robeson of Menard, Stanley, Stark, Starkweather, Sherman, Shumway, Sims, Skinner, Slocumb, Stickney, Stookey, Tappan, Thomas of Morgan, Tucker, Turner, Underwood, Wallace, Wardlaw, West, Wilcox, Williams and Mr. Speaker.—57.

On motion of Mr. Linder,

The bill was referred to the committee on Public Grounds and Buildings, with instructions to inquire what amount it will require to put the State House in such a condition as will preserve it; and report the amount required to each section of the work remaining unfinished on the State House, which the bill contemplates.

On motion,

The House adjourned until 10 o'clock, to-morrow morning.

TUESDAY, FEBRUARY 9, 1847.

House met, pursuant to adjournment.

Prayer, by the Rev. Mr. Bergen.

On motion of Mr. Shumway.

The reading of yesterday's Journal was dispensed with.

Mr. Boyakin moved to discharge the committee on the Judiciary from the further consideration of a bill for "An act to attach the county of Shelby to the eighth Judicial circuit, and for other purposes;" which was not agreed to.

Mr. Little of Fulton, from the committee on Enrolled and Engrossed Bills, reported as correctly enrolled and laid before the Council of Revision, bills of the following titles, viz:

"An act to transcribe certain records in Greene, Will and Pulaski counties;"

"An act to confer certain rights on Mary Ann Hick and the heirs at law of William Hick, deceased;"

"An act to amend an act, entitled 'An act to incorporate the Madison Ferry Company;'"

"An act to incorporate the Illinois Literary and Historical Society;"

"An act to authorize the legal voters of McHenry county to elect school directors, and to raise moneys to build school houses;"

"An act concerning the assessment of property, and for the relief of the sheriff of Richland county;"

"An act to amend the twelfth section of the act, entitled 'An act to establish common schools,' approved February 26, 1845;" and

"An act allowing persons arrested on criminal charges to remove the place of examination, as therein provided."

Mr. Dana presented the petition of citizens of Ogle, Lee, Bureau and La Salle counties, praying for a State road therein named; which, without reading, was,

On his motion,

Referred to the committee on State Roads.

Mr. O Conner presented the petition of sundry citizens of La Salle county, praying that the charter of the Marseilles Manufacturing Company be repealed; which, without reading, was,

On his motion,

Referred to the committee on Banks and Corporations.

Mr. Thomas of Bureau, presented the petition of sundry citizens of this State, praying for the repeal of all laws now in force making a distinction among our people on account of color; which was not read.

Mr. Thomas of Bureau, moved to refer said petition to the committee on the Judiciary.

Mr. Johnston moved to lay the petition on the table; which was not agreed to.

The question was then taken on referring the bill to the committee on the Judiciary, and decided in the affirmative.

Mr. Skinner presented a letter from the librarian of the Harvard Uni-

versity to the Governor, in relation to the public documents, &c., of this State; which, without reading, was,

On his motion,

Referred to the committees on the State Library.

Mr. Blakeman presented the petition of sundry citizens of Madison county, praying the Legislature to repeal the act exempting the city of Alton from paying county taxes; which, without reading, was,

On his motion,

Referred to the committee on Finance.

On motion of Mr. Hart,

The rule was dispensed with, and leave given him to make a report from the select committee to which was referred the bill for "An act to establish a State road from Springfield to Alton;" when he reported the same back, without amendment, and recommended its passage.

The bill was

*Ordered* to be engrossed for a third reading.

On motion of Mr. Hart,

The rule was again dispensed with, and the bill read the third time by the title, and passed.

*Ordered* That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Cunningham,

The rule was dispensed with, and leave given him to make a report from the select committee to which was referred a bill for "An act in relation to a public road therein named;" when he reported the same back, without amendment, and recommended its passage.

The bill was

*Ordered* to be engrossed for a third reading.

On his further motion,

The rule was again dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Shumway,

The rule was dispensed with, and leave given him to make a report from the select committee to which was referred the petition of citizens of Christian county, in relation to the re-location of a certain street in the town of Taylorville; when he reported a bill for "An act to re-locate a certain street therein named;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Shumway,

The rule was dispensed with, and the bill read the second time by the title, and

*Ordered* to be engrossed for a third reading.

On his further motion,

The rule was dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Cockle,

The rule was dispensed with, and leave given him to submit the following resolution, which was read and adopted:

*Resolved*, That the committee on Finance be instructed to inquire into the expediency of abolishing the office of secretary of the office of Fund Commissioner, and attaching the duties now discharged by that office to the office of Secretary of State; and that said committee report by bill or otherwise.

A message from the Senate, by Mr. Elwood, their Assistant Secretary:

*Mr. Speaker*: The Senate have passed bills, herewith presented for the concurrence of the House of Representatives, of the following titles:

"An act for the relief of Amos H. Squier, deceased;"

"An act to amend the revenue law;"

"An act to allow American subscribers to the canal loan of \$1,600,000, the same privilege or right conferred upon foreign subscribers;"

"An act to incorporate the Mechanics' Institute of the city of Alton;"

"An act to provide compensation for assessors;"

"An act to fund State scrip;"

"An act to incorporate the Rockford Female Seminary;" and

"An act for the incorporation of the Grand and Subordinate Lodges of the Independent Order of Odd Fellows of the State of Illinois."

The Senate, also, have concurred with the House of Representatives in the passage of a bill, entitled

"An act to incorporate the Boston and Elizabeth Mining Company of South Illinois."

On motion of Mr. Tucker,

The rule was dispensed with, and a bill for "An act to locate a State road from Knoxville, in Knox county, to Macomb, in McDonough county," was taken up for consideration; which was read the second time by the title, and

*Ordered* to be engrossed for a third reading,

On motion of Mr. Tucker,

The rule was again dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Tucker,

The rule was dispensed with, and a bill for "An act to authorize the Recorder of Warren county, to change the number of lots therein named in the town of Monmouth," was taken up, read the second time by the title, and

*Ordered* to be engrossed for a third reading.

On his further motion,

The rule was again dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Linder,

The rule was dispensed with, and leave given him to submit the following resolution, which was read and adopted:

*Resolved*, That the Governor be requested to furnish this House the evidences of title which the State has to the ground upon which the Capi-

tol stands; also, that he inform the House how much money has been actually expended by the State in the erection of said Capitol.

On motion of Mr. Swing,

The rule was dispensed with, and leave given him to make a report from the select committee, to which was referred a petition and remonstrances of sundry citizens of Logan county, relative to the removal of the county seat of said county; when he reported a bill for "An act for the removal of the seat of justice of Logan county;" which was read, and

*Ordered* to a second reading.

Mr. Swing moved to dispense with the rule, and read the bill the second time by the title; which was not agreed to.

The question being taken on granting leave to the committee of the whole House to sit again on the bill for "An act to provide for the calling of a convention to amend the constitution of this State," pending when the House adjourned on yesterday, it was decided in the affirmative.

A bill for "An act to construct a rail road from Alton, in Madison county, to Springfield, in Sangamon county," coming up for consideration,

The question recurred on the amendment proposed by the committee on Banks and Corporations, and was decided in the affirmative.

On motion of Mr. Martin,

The bill was amended, by adding the following, as an additional section:

"This act shall not be so construed as to compel said company to make said road through Carlinville, in Macoupin county, if, upon making a survey of the route from Alton to Springfield, a better route can be selected; but, in such case the company may have the right to build a lateral road from Carlinville to said principal road."

The bill, as amended, was

*Ordered* to be engrossed for a third reading.

A bill for "An act for the relief of John Underwood, of the county of Lake, and State of Illinois, coming up for consideration,

The question recurred on ordering the bill to be engrossed for a third reading, when,

On motion of Mr. Johnston,

Said bill was laid on the table.

A Senate bill for "An act for the relief of George W. Casseday and others," coming up for consideration,

The question recurred on the adoption of the substitute proposed by the committee on Finance, pending when the House adjourned, some days since.

Mr. Huffman moved to amend the substitute, by adding the following as an additional section, viz:

"SEC. 6. The Auditor of Public Accounts is hereby authorized and required to pay to George W. Casseday, the sum of two hundred and forty-seven dollars, in Internal Improvement scrip, with six per cent. interest, from the time it was paid to the Auditor to the time the payment is made; to be paid out of any Internal Improvement scrip that is or may come into his hands from the sale of State lands."

The question being taken on the proposed amendment, it was decided in the negative, by yeas and nays, on the demand of Messrs. Huffman and D'Wolf, as follows:

Those who voted in the affirmative, are,  
Messrs. Buckley, Davis, Huffman, Linder, Little of Will, McLain, Martin, Remann, Stanley, Sherman, Stickney, Watson and Wynne.—13.  
Those who voted in the negative, are.

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Barber, Blakeman, Boyakin, Bragg, Brown, Campbell, Casey, Caswell, Chapman, Constant, Creel, Cummings, Cunningham, Curtis, Dawson, Erwin, Everett, Fry, Funkhouser, Glenn, Gilmore, Glover, Griffith, Grubb, Hansford, Harrington, Harpole, Hart, Hayes, Hick, Johnston, Kinney, Kretsinger, Little of Fulton, Logan of Jackson, Lukins, McDowell, Mann, Marshall, Miller, Miner, Morrison of Monroe, Morton, Omelveny, Ozburn, Peirson, Prevo, Reynolds, Robb, Robeson of Woodford, Robinson of Menard, Ruddle, Starkweather, Seehorn, Shumway, Sims, Skinner, Slocumb, Stokes, Stookey, Swing, Thomas of Bureau, Thomas of Morgan, Tucker, Turner Wallace, Wardlaw, West, White, Williams and Mr. Speaker.—75.

The question was then taken on concurring with the committee in the adoption of the substitute, and decided in the affirmative, and

The bill, as amended, was

*Ordered* to a third reading.

On motion of Mr. Wallace,

The rule was dispensed with, and the bill read the third time, and passed.

On motion of Mr. Skinner,

The title of the bill was amended, by striking out "George W. Caseday," and inserting "Andrew Dearduff."

*Ordered*, That the title be as amended, and that the Clerk inform the Senate thereof, and ask their concurrence in the amendment of the House.

A message from the Senate, by Mr. Elwood, their Assistant Secretary:

*Mr. Speaker*: The Senate have passed a bill, entitled "An act concerning the penitentiary;" in the passage of which, I am directed to ask the concurrence of the House of Representatives.

Mr. Little of Fulton, from the committee on Engrossed and Enrolled Bills, reported as correctly engrossed, bills of the following titles, viz:

"An act for the relief of the Spoon River Navigation Company;"

"An act to amend the law in relation to courts;"

"An act supplemental to 'An act to authorize the appointment of commissioners in other States,' approved March 1, 1845;"

"An act to enable the administrator of John Haynes, late of Massac county, deceased, to join in certain conveyances;"

"An act making compensation to John Von Horn, for services as a Topographical Engineer, in making a sectional map of the State of Illinois;"

"An act for the relief of Harman T. Willson;"

"An act to authorize James Cartright and company to build a mill dam across the Little Wabash river;"

"An act to repeal a certain act therein named, establishing a State road in Greene county;"

"An act to legalize the acts of Trustees of Schools in township forty-five north, of range two east, in Winnebago county;"

"An act to amend 'An act concerning wills,' approved March 3, 1845;"

"An act in relation to limited partnerships;"

"An act to establish District Courts to punish rioters and regulators;"

"An act to prevent nuisances;"

"An act to amend an act, entitled 'An act to incorporate the Aurora and Chicago Plank Road Company,' approved March 3, 1845;"

"An act to incorporate the Grand Lodge of Illinois of Ancient Free and Accepted Masons;"

"An act to vacate a part of the town plat of Morris, in Grundy county;"

"An act for the relief of W. P. Bennett, collector of Clark county;"

"An act to amend an act of February, 1845, authorizing the county commissioners of Putnam and Bureau counties to lease a ferry at Hennepin;"

"An act to authorize the county commissioners' court of Effingham county to build a bridge across the Little Wabash river;" and

"An act to change the name of the county of Marquette, to organize the same, and to attach a portion of the county of Adams thereto, and to provide for the collection of the revenue therein, and for other purposes therein mentioned."

Mr. Hick, from the committee on Banks and Corporations, to which was re-committed, with instructions, a bill for "An act to extend the time of winding up the affairs of the State Bank of Illinois," reported the same back, with an amendment, as a substitute; which was read.

Mr. Boykin moved to amend the substitute, by adding the following, viz:

*Provided*, Said State Bank shall pay interest on all their certificates outstanding, at the rate of six per cent. per annum, from and after the fourth of March next."

Pending the question on said amendment,

On motion.

The House adjourned until 2 o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

On motion of Mr. Omelveny,

The rule was dispensed with, and leave given him to introduce the following preamble and resolution, which were read, and adopted:

WHEREAS, A number of petitions and bills have been introduced for the location and re-location of roads, and which have not the evidence attached that notice had been given, as required by the act of last session, and many of which have merit, and the public interest would be subserved by acting on them: Therefore,

*Resolved*, That the committee on State Roads be instructed to inquire into and examine those cases, and report thereon, by bill, or otherwise, on those now in their hands; and that the bills reported back be again referred to them to act thereon.

Mr. Robeson of Woodford, moved to take up the Senate resolution rela-

tive to the reception of new business, and the adjournment of the Legislature; when

Mr. Starkweather moved a call of the House.

The question being taken on a call of the House, it appeared that there was no quorum voting.

Mr. Everett moved to take up the Senate resolution, relative to the reception of new business, and the adjournment of the Legislature; when,

On motion of Mr. Skinner,

A call of the House was ordered; when

It appeared that the following members were absent, viz:

Messrs. Bragg, Chapman, Fry, Hayes, Hick, Lukins, Marshall, Morris, Morrison of Hancock, Ruddle, Swing and Wardlaw.

Pending the call,

On motion of Mr. Miner,

Leave of absence was granted to Mr. Bailey of Rock Island, for two days.

On motion of Mr. Thomas of Morgan,

A bill for "An act making appropriations for the pay of the officers and privates under the command of General J. J. Hardin and Major W. B. Warren, during the years 1845 and '46," was taken up.

A message from the Senate, by Mr. Judd, a Senator:

*Mr. Speaker:* The Senate have passed a bill, in which they ask the concurrence of the House of Representatives, entitled "An act to provide for the call of a convention."

Mr. Reynolds moved to dispense with the further proceedings under the call; which was not agreed to.

On motion of Mr. Linder,

The main question was ordered.

The question was then taken on ordering said appropriation bill to be engrossed for a third reading, and decided in the affirmative.

On motion of Mr. Skinner,

Further proceedings under the call were dispensed with.

The question then recurred on taking up the Senate resolution, relative to the reception of new business, and the adjournment of the Legislature, and it was decided in the affirmative.

Mr. Everett moved the previous question; which was not agreed to, by yeas and nays, on the demand of Messrs. Robeson of Woodford, and Morris, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Brown, Blakeman, Boyakin, Boyle, Brown, Buckley, Casey, Caswell, Chapman, Cockle, Constant, Creel, Cummings, Cunningham, Davis, Dawson, D'Wolf, Enloe, Everett, Glenn, Gilmore, Glover, Hansford, Harrington, Hick, Hodges, Johnston, Lukins, Mann, Martin, Morrison of Monroe, Morton, Omelveny, Ozburn, Prevo, Reynolds, Robeson of Woodford, Stark, Starkweather, Seehorn, Sherman, Sims, Skinner, Slocumb, Smith, Stickney, Stokes, Stookey, Tappan, Wallace and Mr. Speaker.—53.

Those who voted in the negative, are,

Messrs. Bailey of Fulton, Barber, Bragg, Campbell, Cantrill, Cross, Curtis, Dana, Eads, Eddy, Erwin, Funkhouser, Griffith, Grubb, Harpole, Hart, Hayes, Higgins, Huffman, Janney, Kinney, Kretsinger, Linder, Little of



Fulton, Little of Will, Logan of Jackson, McConnell, McDowell, McLain, Marshall, Miller, Miner, Morris, Morrison of Hancock, O'Conner, Peirson, Randolph, Remann, Robb, Robinson of Menard, Ruddle, Stanley, Shumway, Swing, Thomas of Bureau, Thomas of Morgan, Tucker, Turner, Wardlaw, Watson, West, White, Williams and Wynne.—54.

Mr. Kretsinger moved to amend said resolution, by striking out "22nd instant," and inserting "first Monday in March."

The question was taken on the proposed amendment, and decided in the affirmative, by yeas and nays, on the demand of Messrs. Huffman and Everett, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Brown, Bailey of Fulton, Barber, Boyle, Bragg, Buckley, Campbell, Cantrill, Caswell, Chapman, Cockle, Constant, Creel, Cross, Davis, Dawson, D'Wolf, Eads, Erwin, Glenn, Gilmore, Griffith, Grubb, Hansford, Harrington, Hart, Hayes, Higgins, Hodges, Huffman, Janney, Kinney, Kretsinger, Linder, Little of Fulton, Little of Will, Logan of Jackson, McConnel, McDowell, McLain, Martin, Miller, Miner, Morris, Morton, O'Conner, Ozburn, Peirson, Randolph, Remann, Robb, Robinson of Menard, Ruddle, Stanley, Starkweather, Sherman, Skinner, Swing, Thomas of Bureau, Thomas of Morgan, Tucker, Turner, Wallace, Wardlaw, White, Williams, Wynne and Mr. Speaker.—69.

Those who voted in the negative, are,

Messrs. Archer, Blakeman, Boyakin, Brown, Casey, Cummings, Cunningham, Curtis, Eddy, Everett, Fry, Funkhouser, Glover, Harpole, Hick, Johnston, Lukins, Mann, Marshall, Morrison of Hancock, Morrison of Monroe, Omelveny, Prevo, Reynolds, Robeson of Woodford, Stark, Seehorn, Shumway, Sims, Slocumb, Smith, Stickney, Stokes, Stookey, Tappan, Watson and West.—37.

On motion of Mr. McLain,

The resolution was further amended, by striking out "10th instant."

Mr. Linder moved to insert "11th instant."

Mr. Thomas of Morgan moved to insert "13th instant."

Mr. Higgins moved to insert "15th instant."

Mr. White moved to insert "20th instant."

Mr. Linder moved to lay all of said motions on the table; which was not agreed to,

The question was taken on inserting "20th," and decided in the negative.

The question was then taken on inserting "15th," and decided in the negative.

The question was taken on inserting "13th," and decided in the affirmative.

The resolution, as amended, was concurred in.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in the amendments of the House.

On motion of Mr. Boyakin,

A Senate bill, for "An act to provide for the call of a convention," was taken up for consideration, read the first time by the title, and

*Ordered* to a second reading.

On motion of Mr. Reynolds,

The rule was dispensed with, and the bill read the second time by the title.

On motion of Mr. Thomas of Morgan,

The bill was referred to the committee of the whole House.

On motion of Mr. Thomas of Morgan,

The Senate amendment to a bill for "An act to establish District Courts in the State of Illinois," was taken up, and concurred in.

On motion of Mr. Reynolds,

The vote just taken, on concurring with the Senate in their amendment to the last mentioned bill, was re-considered.

On motion of Mr. Glover,

The main question was ordered.

The question being on concurring with the Senate in their amendment,

On motion of Mr. Grubb,

The vote taken on ordering the main question was re-considered.

The question then recurring on ordering the main question, it was decided in the negative.

Mr. Boyakin moved to amend the amendment of the Senate, by inserting after the word "courts," in the third line of the fifth section, the following: "Except that they shall not have power to try cases coming up from any part of said district, except the county or counties which are set forth in the proclamation of the Governor as being in a state of riot or combination against the laws."

On motion of Mr. Kretsinger,

The main question was ordered.

The question then recurring on the amendment proposed by Mr. Boyakin, it was decided in the affirmative.

The question recurring on concurring with the Senate in their amendment, as amended, it was decided in the affirmative, by yeas and nays, on the demand of Messrs. Logan of Sangamon, and Stark, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Barber, Boyakia, Boyle, Campbell, Chapman, Cockle, Constant, Creel, Cummings, Cunningham, Curtis, Davis, Dawson, Eads, Eddy, Enloe, Ervin, Glenn, Grubb, Harpole, Hart, Hick, Higgins, Hodges, Huffman, Janney, Kinney, Kretsinger, Linder, Logan of Jackson, Lukins, McConnel, McDowell, McLuin, Marshall, Martin, Miner, Remann, Reynolds, Ruddie, Stanley, Starkweather, Seehorn, Slocumb, Stickney, Stokes, Swing, Thomas of Bureau, Turner, Wallace, Watson, White and Mr. Wynne.—57.

Those who voted in the negative, are,

Messrs. Blakeman, Bragg, Brown, Cantrill, Casey, Caswell, D'Wolf, Everett, Funkhouser, Gilmore, Glover, Griffith, Hansford, Harrington, Hayes, Johnston, Little of Will, Logan of Sangamon, Mann, Miller, Morris, Morrison of Hancock, Morrison of Monroe, Morton, O'Conner, Onelveny, Ozburn, Peirson, Prevo, Randolph, Robb, Robinson of Menard, Stark, Sherman, Shumway, Sims, Smith, Stookey, Thomas of Morgan, Wardlaw, West, Williams and Mr. Speaker.—43.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence in the amendment of the House.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have passed bills, entitled

"An act to compensate the Superintendent of Common Schools for past services;"

"An act to incorporate the University of Chicago;"

"An act supplementary to 'An act to incorporate the city of Chicago,' approved March 4, 1837;" and

"An act to amend an act, entitled 'An act to improve the navigation of the rapids of Rock river, at Rockford, and to incorporate the Rockford Hydraulic and Manufacturing Company,' approved February 11, 1845;"

In the passage of which I am directed to ask the concurrence of the House of Representatives.

On motion of Mr. Boyakin,

The vote taken on ordering a bill for "An act to construct a rail road from Alton, in Madison county, to Springfield, in Sangamon county," to be engrossed for a third reading, was re-considered.

On motion of Mr. Brown,

The bill was amended, by inserting after the word "county," in the thirty-second line of the first section, the words "New Berlin, in Sangamon county;" also, by inserting after the word "at," in the fourth line of the seventh section, the word "New;" also, by striking out after the word "county," in the fourth line of the same section, the following words: "or at such other point on said cross rail road as may be most beneficial for the interests of said corporation and the public."

The bill, as amended, was

*Ordered* to be engrossed for a third reading.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have adopted an order, by which they respectfully request the Honorable House of Representatives to return to the Senate the Senate bill, entitled "An act to provide for the call of a convention," in order to correct a clerical error, in not entering properly an amendment adopted on the motion of the Senator from Brown.

On motion of Mr. Morris,

The House resolved itself into a committee of the Whole, on a bill for "An act to provide for calling a convention to amend the constitution of this State," Mr. Huffman in the chair.

After some time spent therein, the committee rose, and their chairman reported that they had had said bill under consideration, had made some progress therein, and had directed him to ask leave to sit again.

The question being taken on granting leave to sit again, it was decided in the affirmative.

On motion of Mr. Boyakin,

The committee of the whole House were discharged from the further consideration of the Senate bill, for "An act to provide for the call of a convention."

On motion of Mr. Thomas of Morgan,

The vote taken on ordering said bill to a second reading, was re-considered.

On motion of Mr. Boyakin,

*Ordered,* That the Senate bill for "An act to provide for the call of a

convention," be returned to the Senate, in compliance with their request, signified by their order of this day.

On motion,

The House adjourned until ten o'clock, to-morrow morning.

WEDNESDAY, FEBRUARY 10, 1847.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Dresser.

On motion of Mr. Shumway,

The reading of yesterday's journal was dispensed with.

The Speaker announced that, in pursuance of an order adopted some time since, this day was set apart for the reception of bills:

Mr. Cross introduced a bill for "An act to allow school districts therein named to build a school house;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Cross,

The rule was dispensed with, and the bill read a second time by the title, and

*Ordered* to be engrossed for a third reading.

On his further motion,

The rule was again dispensed with, and the bill read the third time by the title, and,

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Linder,

The rule was dispensed with, and leave given him to make a report from the committee on the Judiciary, to which had been referred a Senate bill for "An act to attach the county of Shelby to the eighth judicial circuit, and for other purposes," reported the same back, without amendment, and recommended its passage; the bill was

*Ordered* to a third reading.

On motion of Mr. Linder,

The rule was again dispensed with, and the bill was read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

On motion of Mr. Johnston,

*Ordered*, That the bills introduced on this day, be severally read the first time by their titles.

Mr. Stanley introduced a bill for "An act to authorize the levying and collecting taxes for school purposes in the county of Iroquois, and for the sale of section sixteen, in township twenty-five north of range eleven west;" which was read, and

*Ordered* to a second reading,

On motion of Mr. Stanley,

The rule was dispensed with, and the bill read the second time by the title, and

*Ordered* to be engrossed for a third reading.

On his further motion,

The rule was again dispensed with, and the bill read a third time, and referred to the committee on Education.

On motion of Mr. Janney,

The rule was dispensed with, and leave given him to make a report from the committee on claims, to which was referred the petition of Samuel Slocumb, asking compensation for provisions, &c., furnished the Illinois troops, in the Mormon difficulties, when he reported the same back, and asked to be discharged from its further consideration.

The question being taken on discharging the committee, it was decided in the affirmative. The petition was then referred to the committee on the Militia.

A message from the Senate, by Mr. Elwood, their assistant Secretary.

*Mr. Speaker:* The Senate have passed bills, herewith presented for the concurrence of the House of Representatives, of the following titles:

"An act to pay John and Thomas Lonergan, an amount that is honestly due them;"

"An act to locate a State road therein named;"

"A act to authorize Joseph S. Jackson to build a dam across the Kaskaskia river;"

"An act for the benefit of Calhoun county;"

"An act to authorize school district No. 1, in Oswego precinct in Kendall county, to build a school house by tax," and

"An act supplemental to an act giving additional power and authority to the city council of the city of Peoria."

The Senate have concurred with the House of Representatives in the passage of bills, entitled

"An act to incorporate the Kankakee and Iroquois Navigation and Manufacturing Company;"

"An act more explicitly defining the times of holding courts in the fourth judicial circuit;"

"An act establishing the county seat of Whiteside county," and

"An act to provide for vacating town plats."

The Senate, also have adopted joint resolutions, requesting county school commissioners to call annual county common school conventions, and the formation of county education societies; also requiring the Secretary of State to furnish to the Cincinnati Historical and Agricultural Society, a copy of the laws, journals and reports of the present session of the General Assembly; in the adoption of which, I am directed to ask the concurrence of the House of Representatives.

On motion of Mr. D'Wolf,

The rule was dispensed with, and a Senate bill for "An act changing the time of holding the Circuit Courts in the second judicial circuit, was taken from the orders, read, and

*Ordered* to a second reading.

On his further motion,

The rule was again dispensed with, and the bill read the second time by the title, and

*Ordered* to a third time.

On his further motion,

The rule was again dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. Morrison of Hancock, introduced a bill for "An act to change the name of the town of Macedonia to Webster;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Morrison of Hancock,

The rule was dispensed with, and the bill read the second time by the title, and

*Ordered* to be engrossed for a third reading.

On his further motion,

The rule was again dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

Mr. Gilmore introduced a bill for "An act to relocate and establish the county seat of Mercer county;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Gilmore,

The rule was dispensed with, and the bill read a second time by the title, and

Referred to the committee on Counties.

Mr. Linder introduced a bill for "An act to amend the law in relation to justices of the peace and constables;" which was read the first and second time by the title, and

Referred to the committee on the Judiciary.

Mr. Marshall introduced a bill for "An act to amend the law in relation to justices of the peace;" which was read the first time by the title, and

*Ordered* to a second reading.

On motion of Mr. Marshall,

The rule was dispensed with, and the bill read a second time by the title, and

Referred to the committee on the Judiciary.

On motion of Mr. Barber,

The rule was dispensed with, and leave given him to make a report from the select committee, to which was referred a bill for "An act to establish a ferry across the Illinois river, at LaSalle;" when he reported the same back with amendments, which were read and concurred in, and the bill, as amended, passed.

*Ordered*, That the Clerk ask the concurrence of the Senate in its passage.

Mr. Sherman introduced a bill for "An act to digest and settle the title to the wharfing privileges in Chicago, and for other purposes;" which was read the first and second times by the title, and

Referred to the committee on Internal Improvements.

Mr. Morris introduced a bill for "An act requiring moneys collected on fines and forfeitures of recognizances to be paid into the school fund of the county;" which was read the first time by the title, and

*Ordered to a second reading.*

On motion of Mr. Morris,

The rule was dispensed with, and the bill read a second time by the title.

On motion of Mr. Johnston,

The bill was referred to the committee on Finance.

Mr. Reynolds introduced a bill for "An act to incorporate the Illinois Insurance and Savings Institution;" which was read the first time by the title, and

*Ordered to a second reading.*

On motion of Mr. Reynolds,

The rule was dispensed with, and the bill read a second time by the title, and

Referred to the committee on Banks and Corporations.

Mr. Dawson introduced a bill for "An act to regulate the fees of the Clerk of the supreme court, circuit court clerks, judges of probate and recorders;" which was read the first and second time by the title, and

On motion of Mr. Morris,

Referred to the committee on the Judiciary.

Mr. Turner introduced a bill for "An act to amend 'An act to establish and maintain common schools,' approved February 26, 1845;" which was read the first and second time by the title, and

Referred to the committee on Education.

Mr. Turner introduced a bill for "An act to regulate the interest on money; which was read the first time by the title, and

*Ordered to a second reading.*

Mr. Skinner introduced a bill for "An act to amend an act entitled 'An act to incorporate the Lake Michigan Hydraulic company,' approved March 1, 1845;" which was read the first time by the title, and

*Ordered to a second reading.*

On motion of Mr. Skinner,

The rule was dispensed with, and the bill read the second time by the title, and

Referred to the committee on Banks and Corporations.

Mr. Skinner introduced a bill for "An act to incorporate the Chicago Bethel Association;" which was read the first time by the title, and

*Ordered to a second reading.*

On motion of Mr. Skinner,

The rule was dispensed with, and the bill read a second time by the title, and

Referred to the committee on Banks and Corporations.

Mr. Skinner introduced a bill for "An act to change the terms of the Cook county court, and for other purposes;" which was read the first time by the title, and

*Ordered to a second reading.*

Mr. Everett introduced a bill for "An act relative to ware-housing and forwarding;" which was read the first time by the title, and

*Ordered to a second reading.*

On motion of Mr. Everett,

The rule was dispensed with, and the bill read a second time by the title, and

Referred to the committee on the Judiciary.

On motion of Mr. Kinney,

The rule was dispensed with, and leave given him to make a report from the select committee, to which was referred a bill for "An act to lay out and locate certain State roads therein named," when he reported the same back without amendments, and recommended its passage.

On motion of Mr. Archer,

The bill was referred to the committee on State Roads.

Mr. Bailey of Fulton, introduced a bill for "An act to secure the rights of married women;" which was read the first time by the title, and

*Ordered* to a second reading.

On motion of Mr. Bailey of Fulton,

The rule was dispensed with, and the bill read a second time by the title, and

Referred to the committee on the Judiciary.

Mr. McDowell introduced a bill for "An act amending a certain law therein named;" which was read the first and second times by the title, and

Referred to the committee on the Judiciary.

Mr. Little of Fulton, introduced a bill for "An act to amend 'An act entitled an act to incorporate the Liverpool, Canton, and Knoxville Rail Road Company;'" which was read the first and second times by the title, and

Referred to the committee on the Judiciary.

Mr. Little of Fulton, also introduced a bill for "An act to amend the seventh section of thirty-seventh chapter of the Revised Statutes of 1845;" which was read the first and second times by the title, and

Referred to the committee on Elections.

Mr. Eddy introduced a bill for "An act to authorize the Governor of this State to sell the salt wells and coal lands in the Saline Reserve in Gallatin county for the State indebtedness and for other purposes;" which was read the first and second times by the title, and

Referred to a select committee.

*Ordered*, That Messrs. Eddy, Smith, and Logan of Jackson, be said committee.

On motion of Mr. Eddy,

The rule was dispensed with, and leave given him to submit the following preamble and resolutions, which were read:

WHEREAS, The State of Illinois is indebted in an amount beyond the means of the State to pay the semi-annual interest thereon, and has been thus unable since July, 1841, from which time hitherto the creditors of the State have not received one cent in the way of interest upon the evidences of debt held by them against the State: *And whereas*, Those evidences of indebtedness have greatly depreciated in value in the markets of the world, and are now mostly in the hands of brokers and speculators, as this legislature has good reason to believe, purchased by them at prices varying from fifteen cents to the dollar to forty to fifty cents to the dollar: *And whereas* This State, acting honestly and bona fide, has provided effectually, as it is thought, for the canal bonds and the Bank bonds, constituting half, or thereabouts, of our whole indebtedness, thus leaving the Internal Improvement bonds and the scrip issued to rail road



contractors, on the suspension of the works on the rail roads, and the improvement of rivers, unprovided for: *And whereas*, The people of this State are already taxed nearly, or quite, to the maximum of their ability to pay and subsist their families; but being willing, nevertheless, to do all that honest men, under like circumstances, could be expected to do: Therefore,

*Resolved*, That the committee on Finance, be instructed to inquire into the expediency of inviting, by law, the holders of the bonds of this State, sold for Internal Improvement purposes, (excluding the Bank and Canal bonds, which are already sufficiently provided for,) to cancel or fund the same, on the following terms, to wit:

1. The holders to surrender their bonds to the State, at a fixed maximum of value, or at their actual cost to them, with the addition of interest on such cost, and to receive new bonds of this State for the aggregate of such cost and interest, payable, with interest, whenever the bonds so surrendered would have become payable by the terms thereof; the State agreeing to levy and appropriate a sufficient tax to pay the annual interest on such new bonds punctually every six months.

2. That the State will pledge all its real estate, entered or purchased for the purposes of internal improvement, in addition to the tax hereby contemplated, for the faithful and punctual payment of the interest, and in the end, the principal of such new bonds.

Also, to inquire into the expediency of providing, by law, for persons owing taxes upon real estate, to pay the same for any number of years in advance that they may please, at the maximum of taxation which may be fixed at the present session of the General Assembly, on the terms following, to wit: The State to receive such bonds and rail road scrip, from the tax payer, at an advance of twenty per cent. above the current value of them in the New York market, at the time when paid; *Provided* such premium shall not exceed the nominal value thereof.

Also to inquire into the expediency of levying a poll tax, not exceeding fifty cents on every male citizen over twenty-one years of age, to supply any deficiency which the above measure may cause in the Treasury for ordinary State and county purposes.

On motion of Mr. Eddy,

The foregoing preamble and resolutions were referred to the committee of the whole House, and made the order of the day for Saturday next, at 10 o'clock, A. M.

On motion of Mr. Hick,

The rule was dispensed with, and leave given him to make a report from the committee on Banks and Corporations, to which was referred a bill for "An act to repeal the charter of the town of Vandalia;" when he reported the same back without amendment, and recommended its passage; the bill was

*Ordered* to be engrossed for a third reading.

Mr. Stickney introduced a bill for "An act to repeal so much of an act approved February 28, 1845, as vests in the Governor of this State the power of Bank commissioner in the Bank of Illinois at Shawneetown, and to appoint a commissioner with similar powers; and to provide for the security of the State interests now in the hands of the assignees of said bank;" which was read the first and second times by the title, and

Referred to the committee on Banks and Corporations.

Mr. Marshall introduced a bill for "An act to define more accurately the southern boundary of Hamilton county;" which was read the first and second times by the title, and

Referred to a select committee.

Ordered, That Messrs. Marshall, Hick and Eddy, be said committee.

Mr. Eads introduced a bill for "An act to change the law incorporating the city of Galena;" which was read the first and second times by the title, and

Referred to the committee on Banks and Corporations.

Mr. Eads introduced a bill for "An act in relation to Lotteries and to prohibit the vending and selling of Lottery tickets;" which was read the first and second times by the title, and

Referred to the committee on the Judiciary.

Mr. Eads also introduced a bill for "An act to authorize the county commissioners' court of Jo Daviess county, to increase the rate of county tax in and for said county;" which was read the first and second times by the title, and

Referred to the committee on Finance.

Mr. Eads also introduced a bill for "An act to district the county of Jo Daviess, and for other purposes therein mentioned;" which was read the first time by the title, and

Referred to the committee on the Judiciary.

Mr. O'Connor introduced a bill for "An act to define and give effect to certain pre-emption rights;" which was read the first and second times by the title, and

Referred to the committee on Canal and Canal Lands.

Mr. O'Connor introduced a bill for "An act to create the county of Oakland, and for other purposes;" which was read the first and second times by the title, and

Referred to the committee on Counties.

On motion of Mr. Wallace,

The rule was dispensed with, and leave given him to make a report from the select committee, to which was referred the petition of sundry citizens of the counties of Whiteside, LaSalle and Lee, relative to a State road therein named," when he reported a bill for "An act to establish a State road from the town of LaSalle in LaSalle county, to Sterling, in Whiteside county;" which was twice read by the title, and

Referred to the committee on State Roads.

Mr. Swing introduced a bill for "An act to legalize the acts of certain school directors in Logan county therein named;" which was twice read and

Referred to the committee on Education.

Mr. Swing also introduced a bill for "An act to extend the time for collection and return of taxes in Mason county three months;" which was twice read, and

Referred to the committee on Finance.

Mr. Cantrill introduced a bill for "An act to improve the navigation of

the Sangamon river, and for other purposes;" which was read the first and second times by the title, and

Referred to a select committee of five.

*Ordered*, That Messrs. Cantrill, Swing, Constant, Turner and Robinson of Menard, be said committee.

Mr. Peirson introduced a bill for "An act changing the time of holding courts in the seventh judicial circuit;" which was read the first and second time by the the title, and

Referred to a select committee from said Circuit.

*Ordered*, That the members from said circuit, be said committee.

On motion of Mr. McConnell,

The rule was dispensed with, and a Senate bill for "An act to incorporate the Stephenson county Hydraulic and Manufacturing Company," was taken up, twice read by the title, and

*Ordered* to be engrossed for a third reading.

On motion of Mr. McConnell,

The rule was again dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that Clerk inform the Senate thereof, and ask their concurrence in its passage.

Mr. McConnell introduced a bill for "An act to prevent stealing stock running at large;" which was read the first and second times by the title, and,

On motion of Mr. Johnston,

Referred to the committee on the Judiciary.

Mr. D'Wolf introduced a bill for "An act to amend an act entitled 'An act to establish a ferry across the Mississippi river;" which was twice read by the title, and

Referred to the committee on Banks and Corporations.

Mr. Stokes introduced a bill for "An act to authorize the tax payers of Union county to pay taxes in their respective precincts;" which was twice read by the title.

Mr. Stokes moved to refer the bill to a select committee, when,

On motion of Mr. McLain,

The bill was referred to the committee on Finance.

Mr. Dana introduced a bill for "An act to restore the credit of the State of Illinois, and for other purposes;" which was read by the title, and

*Ordered* to a second reading.

On motion of Mr. Dana,

The rule was dispensed with, and the bill read the second time.

Mr. Boyakin moved to amend the bill, by adding after the word "Mas-sac" the word "Ogle."

Mr. Wynne moved to amend the proposed amendment, by adding the word "Boone."

Mr. Thomas of Morgan moved to refer the bill and proposed amendments to the committee on Finance.

Mr. Skinner moved their reference to the committee on the Judiciary.

Mr. Stokes moved to refer to the committee on Banks and Corporations.

Mr. Eddy moved to refer the subject to the committee on the Militia.

On motion of Mr. Hart,

The bill and proposed amendments were laid on the table.

Mr. Cantrill introduced a bill for "An act to attach part of the county of Coles to the county of Piatt;" which was read the first and second times by the title, and

Referred to the committee on Counties.

On motion of Mr. Higgins,

The rule was dispensed with, and leave given him to report from the committee on Education, to which was referred the petition of citizens of Quincy, relative to the formation of a school district therein named; when he reported a bill for "An act to erect the city of Quincy into a common school district;" which was read the first and second times by the title, and

Ordered to be engrossed for a third reading.

On motion of Mr. Wardlaw,

The rule was dispensed with, and leave given him to make a report from the select committee, to which was referred a bill for "An act to provide for the apprehension of fugitives from justice;" when he reported said bill back, without amendments, and recommended its passage.

On motion of Mr. Morris,

The bill was referred to the committee on the Judiciary.

On motion of Mr. McLain,

The rule was dispensed with, and leave given him to make a report from the committee on State roads, to which was referred a bill for "An act concerning the depot at Cairo;" when he reported said bill back, and recommended its rejection.

The question was taken on ordering the bill to be engrossed for a third reading, and decided in the negative.

Mr. Logan of Sangamon, introduced a bill for "An act to add part of Sangamon to Menard county;" which was read the first and second times by the title, and

Referred to a select committee.

Ordered, That Messrs. Constant, Robinson of Menard, and West, be said committee.

Mr. Constant introduced a bill for "An act to amend the fifty-ninth chapter of the Revised Statutes, relating to justices and constables;" which was twice read by the title, and

Referred to a select committee.

Ordered, That Messrs. Constant, Reynolds and Hart, be that committee.

Mr. Reynolds introduced a bill for "An act to establish certain ferries in St. Clair county;" which was twice read by the title, and

Referred to a select committee, to consist of the members from the county of St. Clair.

Mr. Stookey introduced a bill for "An act to repeal the charter of the State Bank of Illinois, and wind up its affairs;" which was read twice by the title, and,

On motion of Mr. Thomas of Morgan,

Referred to the committee on Banks and Corporations.

Mr. Huffman introduced a bill for "An act supplemental to the act to incorporate the Sangamon and Morgan Rail Road Company;" which was twice read by the title, and,

On motion of Mr. Thomas of Morgan,  
Referred to the committee on Internal Improvements.

On motion of Mr. Morris,

The rule was dispensed with, and leave given him to make a report from the committee on the Judiciary, to which was referred a bill for "An act to provide for the collection of the revenue in Washington county, for the year 1844;" when he reported the same back, with amendments, which were read and concurred in, and the bill, as amended,

*Ordered* to be engrossed for a third reading.

Mr. Hayes introduced a bill for "An act for the purposes therein mentioned;" which was twice read by the title, and

Referred to the committee on Education.

On motion of Mr. Morton,

The rule was dispensed with, and leave given him to make a report from the committee on Finance, to which was referred a resolution, relative to the distribution of the laws and journals of the General Assembly; when he reported a bill for "An act to provide for the early distribution of the laws and journals;" which was twice read by the title, and

*Ordered* to be engrossed for a third reading.

On his further motion,

The rule was dispensed with, and the bill read a third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

On motion of Mr. Wallace,

The rule was dispensed with, and a Senate bill for "An act to improve the rapids in Rock river, at Sterling, in Whiteside county, and to incorporate the Sterling Hydraulic and Manufacturing Company," taken from the orders, read twice by the title, and

Referred to the committee on Banks and Corporations.

On his further motion,

The rule was again dispensed with, and a Senate bill for "An act to improve the rapids in Rock river, at Vandruff's island, in Rock Island county, and to incorporate the Rock Island City Hydraulic and Manufacturing Company," taken from the orders, read twice by the title, and

Referred to the committee on Banks and Corporations.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have passed bills, presented herewith for the concurrence of the House of Representatives, entitled

"An act to provide for the election of supervisors of roads;"

"An act to incorporate the Galena Hydraulic Company;"

"An act to incorporate the Peruvian Mining Company;"

"An act to amend the twenty-eighth chapter of the Revised Statutes;"

"An act to change the name of the town of Amity, in Bond county, to the name of Pocahontas;"

"An act defining the liabilities of Charles Kitchens, late agent of the internal improvement fund of Greene county;"

"An act to empower the guardian of the heirs of William Hick, deceased, to sell and convey certain real estate therein mentioned;" and

An act to change a portion of the location of a State road therein mentioned."

The bill of the Senate, entitled "An act to provide for the call of a convention," is herewith returned to the House of Representatives.

In the passage of which, the concurrence of the House of Representatives is requested.

Mr. Miller introduced a bill for "An act to amend the twentieth chapter of the Revised Statutes, entitled 'Chattel Mortgages;'" which was twice read by the title, and,

On motion of Mr. Kretsinger,

Referred to the committee on the Judiciary,

Mr. Miller also introduced a bill for "An act to vacate a part of the town plat of Dresden, in the county of Grundy;" which was twice read, and

Referred to the committee on Banks and Corporations.

On motion of Mr. Miller,

The rule was dispensed with, and leave given him to submit the following resolution, which was read and adopted, viz:

*Resolved by the House of Representatives, the Senate concurring herein,* That the letter from the father of lieutenant Mason Scarritt, in acknowledgment of the reception of the resolution granting his son, as well as lieutenant John Pope, a sword, with suitable devices thereon, be read in this House, and also be laid before the Senate.

The letter was read.

*Ordered,* That the Clerk inform the Senate thereof, and ask their concurrence in said resolution.

Mr. Little of Will introduced a bill for "An act to define pre-emptions on canal lands;" which was read twice by the title, and

Referred to the committee on Canal and Canal Lands.

Mr. Cunningham introduced a bill for "An act to increase the price of clock pedlers' license, and for other purposes;" which was read twice by the title, and

Referred to the committee on Public Accounts and Expenditures.

On motion of Mr. Cross,

The rule was dispensed with, and a Senate bill for "An act to amend 'An act to improve the navigation of the rapids of Rock river, at Rockford, and to incorporate the Rockford Hydraulic and Manufacturing Company,' approved February 11, 1845;" which was read twice by the title, and

Referred to the committee on Banks and Corporations.

On motion of Mr. Skinner,

The vote taken yesterday, on the passage of a Senate bill, as amended, for "An act for the relief of George W. Casseday," was re-considered.

On his further motion,

The vote taken on the amendment proposed by Mr. Huffman was re-considered.

On his further motion,

The bill and proposed amendment were re-committed to the committee on Finance.

On motion,

The House adjourned until 2 o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

On motion of Mr. Cantrill,

A Senate bill for "An act to amend an act, entitled 'An act concerning the Sangamon river,' approved March 3, 1845," was taken from the orders, read the first time by the title, and

*Ordered to a second reading.*

On his further motion,

The rule was dispensed with, and the bill read the second time; when,

On motion of Mr. Turner,

The bill was amended, by adding the following, as an additional section, viz:

"That Cass county shall not be included in the foregoing bill, all laws to the contrary notwithstanding."

On motion of Mr. Cantrill,

The bill, as amended, was referred to the select committee to which was referred a bill introduced by him his morning, on the same subject.

On motion of Mr. Starkweather,

A Senate bill for "An act to improve the navigation of the Embarrass river," was taken from the orders.

On his further motion,

The rule was dispensed with, and the bill read the first and second times by the title, and

Referred to a select committee, to consist of the members from the counties of Cumberland, Coles, Jasper, Crawford and Lawrence.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have concurred with the House of Representatives, in the passage of bills, entitled

"An act to amend 'An act to locate a State road from Batavia, in Kane county, to David Bennett's, in Du Page county,' approved February 11th, 1845;"

"An act to establish a ferry therein named;"

"An act to legalize the survey of David Price's addition to the town of Russellville, Lawrence county, Illinois;"

"An act for the relief of David Bloom;"

"An act to incorporate the Oregon Bridge Company;"

"An act to amend an act, entitled 'An act to incorporate the city of Peoria;"

"An act to attach the county of Boone to the seventh judicial circuit;"

"An act to vacate a certain public street or alley, in Jones' addition to the town of Canton;"

"An act relating to supervisors of roads and those liable to do road labor in Stephenson county;"

"An act to vacate the town plat of Delavan, in Fulton county;"

"An act supplemental to 'An act extending the limits of the fifth judicial circuit, and fixing the times of holding court therein;"

"An act to amend 'An act to incorporate the city of Alton,' approved July 10th, 1837;"

"An act to amend 'An act to incorporate the Illinois Mutual Fire Insurance Company;'"

"An act for the benefit of the Canton election precinct, in Fulton county;"

"An act to re-locate so much of the State road as lies between Worcester post office, in McDonough county, and the county line of Hancock county;" and

"An act to amend the seventh section of a law concerning revenue, approved March 2, 1845;"

The first of said bills having an amendment adopted by the Senate; in which they ask the concurrence of the House of Representatives.

Mr. Glover moved that the House do now resolve itself into committee of the whole House, on the bill for "An act to provide for calling a convention to amend the constitution of this State."

The question being taken on the motion, it appeared there was no quorum voting; when,

On motion of Mr. Robeson of Woodford,

A call of the House was ordered,

When it appeared that the following members were absent, viz:

Messrs. Bailey of Brown, Boyle, Enloe, Fry, Kretsinger, Linder, Logan of Jackson, Logan of Sangamon, and Stark.

Pending the call,

Mr. Thomas of Morgan, on leave, from the committee on the Judiciary, to which was referred a bill for "An act supplemental to an act, entitled 'An act to incorporate the town of Jacksonville, and for other purposes,' approved February 3, 1840," reported said bill back, without amendment, and recommended its passage.

*Ordered*, That the bill be engrossed for a third reading.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and the bill read the third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of Senate therein.

Mr. Shumway, on leave, from the committee on Finance, to which was referred a bill for "An act to provide for the public printing by contract," reported the same back, and asked to be discharged from the further consideration of the subject.

Mr. Little of Fulton, moved to lay the bill on the table; and the question being taken, it was decided in the negative, by yeas and nays, on the demand of Messrs. Thomas of Morgan, and Omelveny, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Barber, Boyakin, Casey, Cockle, Cunningham, Eads, Erwin, Funkhouser, Glover, Hansford, Harrington, Hart, Hayes, Hick, Higgins, Hodges, Janney, Johnston, Little of Fulton, Little of Will, McDowell, Marshall, Martin, Morris, O'Conner, Ozburn, Peirson, Prevo, Robeson of Woodford, Ruddie, Stanley, Starkweather, Sherman, Shumway, Slocumb, Stickney, Swing, Turner, Wallace, White, Wynne and Mr. Speaker.—44.

Those who voted in the negative, are,

Messrs. Archer, Blakeman, Bragg, Campbell, Cantrill, Caswell, Chapman, Constant, Creel, Cross, Cummings, Dana, Davis, Dawson, D'Wolf,



Eddy, Enloe, Everett, Glenn, Gilmore, Griffith, Grubb, Harpole, Huffman, Kianey, Kretsinger, Logan of Jackson, Logan of Sangamon, Lukins, McConnel, McLain, Mann, Miller, Miner, Morrison of Hancock, Morrison of Monroe, Morton, Omelveny, Randolph, Remann, Reynolds, Robb, Robinson of Menard, Stark, Seehorn, Sims, Skinner, Smith, Stokes, Stookey, Tappan, Thomas of Bureau, Thomas of Morgan, Tucker, Wardlaw, Watson, West and Williams.—57.

On motion of Mr. Reynolds,

The bill was referred to the committee on the Judiciary.

On motion of Mr. Everett,

Further proceedings under the call were dispensed with.

The question then recurring on the motion that the House resolve itself into committee of the Whole on the bill for "An act to provide for calling a convention to amend the constitution of this State," it was decided in the affirmative; Mr. Huffman in the chair.

After some time spent therein, the committee rose, and the chairman reported that they had had said bill under consideration, had made some progress therein, and directed him to report the said bill back to the House.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have concurred with the House of Representatives, in the passage of bills, entitled

"An act for the relief of George Pasfield;"

"An act to authorize Harley Ives to establish a ferry on the Mississippi river, at New Boston;"

"An act authorizing the county commissioners of Iroquois to borrow money for certain purposes;"

"An act to incorporate the German Catholic Beneficent Brothers' Society of Adams county;"

"An act to amend 'An act making appropriations for the pay and expenses of the Illinois militia, called into service by the commander in chief, during the year one thousand eight hundred and forty-four, in force February 26th, 1845;' and

"An act making appropriations for the purposes therein specified."

Mr. Glover moved that the House adjourn until to-morrow morning, at ten o'clock; and the question being taken, it was decided in the affirmative, by yeas and nays, on the demand of Messrs. Linder and Erwin, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Fulton, Boyle, Bragg, Campbell, Caswell, Chapman, Cackle, Dana, Eads, Enloe, Everett, Gilmore, Glover, Grubb, Hansford, Hayes, Higgins, Huffman, Kinney, Little of Fulton, Little of Will, Logan of Sangamon, Marshall, Miller, Morris, Morrison of Hancock, Morton, Omelveny, Peirson, Randolph, Robb, Robeson of Woodford, Robinson of Menard, Ruddie, Stark, Seehorn, Sherman, Skinner, Stickney, Swing, Thomas of Bureau, Tucker, Wallace, Wardlaw, Williams and Mr. Speaker.—48.

Those who voted in the negative, are,

Messrs. Barber, Blakeman, Boyakin, Cantrill, Casey, Constant, Creel, Cross, Cummings, Cunningham, Davis, Dawson, Eddy, Erwin, Funkhouser, Griffith, Harrington, Hart, Hick, Janney, Johnston, Kretsinger, Linder, Logan of Jackson, Lukins, McDowell, Mann, Martin, Miner, Morri

son of Monroc, O'Conner, Ozburn, Prevo, Remann, Reynolds, Shumway, Slocumb, Smith, Stokes, Stookey, Tappan, Thomas of Morgan, Turner and White—44.

And then,

The House adjourned until ten o'clock, to-morrow morning.

THURSDAY, FEBRUARY 11, 1847.

House met pursuant to adjournment.

Prayer, by Rev. Mr. Hale.

On motion of Mr. Starkweather,

The reading of yesterday's Journal was dispensed with.

On motion of Mr. Starkweather,

The vote taken some days since on refusing to order a bill for "An act to incorporate the Hainesville Steam Mill Company," to be engrossed for a third reading, was re-considered.

On his further motion,

The bill was referred to a select committee.

*Ordered*, That Messrs. Starkweather, Tucker, and Kinney, be said committee.

Mr. Reynolds presented the remonstrance of citizens of Gallatin county, against any division of said county; which, without reading, was,

On his motion,

Referred to the committee on Counties.

Mr. Robeson of Woodford, presented the petition of sundry citizens of Woodford county, praying for a part of Tazewell county to be added to Woodford county; which, without reading, was,

On his motion,

Referred to the committee on Counties.

Mr. Stark presented the petition of citizens of Hancock county praying for a portion of territory to be detached from Hancock county, and annexed to the county of Marquette; which, without reading, was,

On his motion,

Referred to the committee on Counties.

Mr. Gilmore presented the petition of sundry citizens, legal voters of New Boston precinct in Mercer county, praying for an additional justice of the peace in said precinct; which, without reading, was,

On his motion,

Referred to the committee on the Judiciary.

Mr. Gilmore also presented the petition of Robert Keith praying for a charter to keep a ferry across the Mississippi at Keithburg, in Mercer county; which, without reading, was,

On his motion,

Referred to the committee on State Roads.

Mr. Stark presented the pay rolls of the fifty-ninth regiment, of Illinois militia; also the claims of John Wilson, and James Taylor, for expenses incurred in Hancock county; which, without reading, were,

On his motion,

Referred to the committee on Claims.

Mr. Little of Will, presented the petition of sundry citizens of Will county, praying for a change of the revenue law, and for a restriction of the jurisdiction of justices of the peace; which, without reading, was,

On his motion,

Referred to the committee on Finance.

Mr. Harrington presented the petition of sundry citizens, legal voters of De Kalb county, praying for the location of a State road from Chicago to Galena; which, without reading, was,

On his motion,

Referred to the committee on State Roads.

On motion of Mr. Cunningham,

The rule was dispensed with, and leave given him to introduce a bill for "An act for the relief John Hodges and William Clapp;" which was read the first and second times by the title, and referred to the committee on Claims.

Mr. Tappan presented the petition of sundry citizen of Macoupin county, praying for the formation of a new county, from portions of Sangamon, Morgan, and Macoupin counties; which, without reading, was,

On his motion,

Referred to the committee on Counties.

Mr. Morton presented the remonstrance of sundry citizens of Morgan county, against any division of said county; which, without reading, was,

On his motion,

Referred to the committee on Counties.

Mr. Hart presented the remonstrance of sundry citizens of Macoupin county against any division of said county; which without reading, was,

On his motion,

Referred to the committee on Counties.

On motion of Mr. O'Conner,

The rule was dispensed with, and a Senate bill for "An act to pay John and Thomas Lonergan an amount that is honestly due them," was taken from the orders, twice read by the title, and

Referred to the committee on Canal and Canal Lands.

A bill for "An act to provide for calling a convention to amend the Constitution of this State," coming up for consideration,

Mr. Boyakin moved to fill the blank in the first section, with the words, "first Monday in August next," when,

On motion of Mr. Thomas of Morgan,

A call of the House was ordered, and it appeared that the following members were absent, viz:

Messrs. Austin, Eddy, Kretsinger, Morrison of Hancock, and Stickney.

On motion of Mr. Johnston,

Further proceedings under the call were dispensed with.

Mr. Wallace moved to amend the bill by inserting in the blank in the first section, the "first Monday in August, 1848."

Mr. Morris moved to lay the proposed amendments on the table.

Mr. Skinner move to lay the bill and proposed amendments on the table.

On motion of Mr. Linder,

A call of the House was ordered,

When it appeared that Messrs. Hodges and Stark were absent.

Mr. Skinner moved to dispense with the further proceedings under the call.

The question being taken on said motion, it was decided in the affirmative, by yeas and nays, on the demand of Messrs. Linder and Reynolds, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Brown, Bailey of Fulton, Barber, Bragg, Brown, Campbell, Caswell, Chapman, Cockle, Constant, Cross, Dana, Dawson, Eads, Ela, Erwin, Everett, Fry, Glenn, Gilmore, Glover, Hansford, Harrington, Huffman, Kinney, Kretsinger, Little of Fulton, Little of Will, Logan of Sangamon, McConnel, McDowell, Miller, Miner, Morris, Morrison of Hancock, Morton, O'Conner, Peirson, Randolph, Robb, Robeson of Woodford, Robinson of Menard, Ruddle, Stanley, Stark, Starkweather, Seehorn, Sherman, Sims, Skinner, Swing, Thomas of Bureau, Tucker, Turner, Wallace, Wardlaw, West and Williams.—59.

Those who voted in the negative, are,

Messrs. Archer, Blakeman, Boyakin, Boyle, Buckley, Casey, Creel, Cummings, Cunningham, Curts, Davis, Eddy, Enloe, Funkhouser, Griffith, Grubb, Harpole, Hart, Hayes, Hick, Higgins, Hodges, Janney, Johnston, Linder, Logan of Jackson, Lukins, McLain, Mann, Marshall, Martin, Morrison of Monroe, Omelveny, Ozburn, Prevo, Remann, Reynolds, Shumway, Slocumb, Smith, Stickney, Stokes, Stookey, Tappan, Thomas of Morgan, Underwood, Watson, White, Wynne and Mr. Spenger.—50.

The question then recurring on the motion made by Mr. Skinner, to lay the bill and proposed amendments on the table, it was decided in the affirmative, by yeas and nays, on the demand of Messrs. Boyakin and Skinner, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Fulton, Barber, Bragg, Campbell, Chapman, Cockle, Constant, Cross, Dana, Dawson, D'Wolf, Eads, Ela, Erwin, Everett, Fry, Glenn, Gilmore, Glover, Hansford, Harrington, Huffman, Janney, Kinney, Kretsinger, Little of Fulton, Little of Will, Logan of Sangamon, McConnel, McDowell, Miller, Miner, Morris, Morrison of Hancock, Morton, O'Conner, Peirson, Randolph, Robb, Robeson of Woodford, Robinson of Menard, Ruddle, Stanley, Stark, Seehorn, Sherman, Skinner, Swing, Thomas of Bureau, Tucker, Turner, Wallace, Wardlaw, West, Williams and Mr. Speaker.—58.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Blakeman, Boyakin, Boyle, Brown, Buckley, Cantrill, Casey, Caswell, Creel, Cummings, Cunningham, Curts, Davis, Eddy, Enloe, Funkhouser, Griffith, Grubb, Harpole, Hart, Hayes, Hick, Higgins, Hodges, Johnston, Linder, Logan of Jackson, Lukins, McLain, Mann, Marshall, Martin, Morrison of Monroe, Omelveny, Ozburn, Prevo, Remann, Reynolds, Starkweather, Shumway, Sims, Slocumb, Smith, Stickney, Stokes, Stookey, Tappan, Thomas of Morgan, Underwood, Watson, White, Williamson and Wynne.—54.

The substitute reported by the committee on Banks and Corporations for a bill for "An act to extend the time allowed by law for

winding up the affairs of the State Bank of Illinois," coming up for consideration,

The question recurred on the amendment proposed by Mr. Boyakin.

Mr. Mann moved to lay the bill, substitute and proposed amendment on the table.

The question being taken on said motion, it was decided in the negative, by yeas and nays, on the demand of Messrs. Shumway, and Morrison of Monroe, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Brown, Barber, Boyakin, Cantrill, Casey, Caswell, Creel, Cunningham, Davis, Dawson, Enloe, Erwin, Funkhouser, Glenn, Griffith, Grubb, Hansford, Harrington, Hayes, Hodges, Janney, Johnston, Kinney, Kretsinger, Little of Fulton, McConnel, McDowell, Mann, Morris, Morrison of Monroe, O'Conner, Omelveny, Ozburn, Peirson, Prevo, Robeson of Woodford, Ruddle, Stanley, Seehorn, Shumway, Sims, Stickney, Stokes, Stookey, Swing, Turner, Underwood, White, Wynne and Mr. Speaker.—51.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Fulton, Blakeman, Bragg, Buckley, Campbell, Chapman, Cockle, Constant, Cross, Cummings, Curts, Eads, Everett, Fry, Gilmore, Glover, Harpole, Hart, Hick, Higgins, Huffman, Linder, Little of Will, Logan of Jackson, Logan of Sangamon, Lukins, McLain, Marshall, Martin, Miller, Miner, Morrison of Hancock, Morton, Randolph, Remann, Reynolds, Robb, Robinson of Menard, Stark, Starkweather, Sherman, Skinner, Slocumb, Smith, Tappan, Thomas of Bureau, Thomas of Morgan, Tucker, Wallace, Wardaw, Watson, West and Williams.—54.

On motion

The House adjourned until two o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

A bill for the relief of Harman T. Wilson, was read the third time, and,

On motion of Mr. Thomas of Morgan,

The further consideration of said bill was postponed temporarily.

A bill for "An act to repeal a certain act therein named, establishing a State road in Greene county," was read the third time, and,

On motion of Mr. Archer,

Referred to the committee on State Roads.

On motion of Mr. Glover,

The rule was dispensed with, and leave given him to make a report from the committee on Counties, to which had been referred a bill for "An act to legalize roads laid by order of the county commissioners' court of Lake county, from June first to the tenth day of September, 1845, inclusive;" when he reported the same back, without amendment, and recommended its passage; the bill was

Ordered to be engrossed for a third reading.

On motion of Mr. Glover,

The rule was dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

On motion of Mr. D'Wolf,

The rule was dispensed with, and leave given him to make a report from the committee on Internal Improvements, to which was referred the petition of the county commissioners of Adams county, asking the State to relinquish to said county the right of way over the Northern Cross Rail road, so far as the same lies in said county; when he reported a bill for "An act concerning the Northern Cross Rail road;" which was read, and

*Ordered* to a second reading.

On motion of Mr. D'Wolf,

The rule was dispensed with, and the bill read the second time by the title, and

*Ordered* to be engrossed for a third reading.

Mr. Little of Fulton, from the committee on Enrolled and Engrossed Bills, reported as correctly engrossed, a bill for "An act to construct a rail road from Alton, in Madison county, to Springfield in Sangamon county."

On motion of Mr. Remann,

A bill for "An act to incorporate the Mississippi and Atlantic rail road company," was taken up.

The question being on the amendment proposed by Mr. Martin,

On motion of Mr. Linder,

Said amendment was laid on the table, by yeas and nays, on the demand of Messrs. Linder and Blakeman, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Barber, Blakeman, Boyakin, Bragg, Casey, Cockle, Creel, Cross, Cunningham, Dawson, Eads, Funkhouser, Gilmore, Glover, Griffith, Grubb, Harpole, Hayes, Hodges, Janney, Johnston, Kinney, Linder, Logan of Jackson, Lukins, McConnel, Miller, Morrison of Monroe, Morton, O'Conner, Ozburn, Prevo, Randolph, Remann, Reynolds, Robinson of Menard, Stark, Starkweather, Sims, Smith, Stickney, Stokes, Stookey, Swing, Turner, Underwood, Wallace, Watson, White, Wynne and Mr. Speaker.—52.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Brown, Bailey of Fulton, Bucklev, Campbell, Cantrill, Caswell, Constant, Cummings, Curts, Davis, D'Wolf, Erwin, Everett, Fry, Glenn, Hansford, Harrington, Hart, Higgins, Huffman, Kretsinger, Little of Fulton, Logan of Sangamon, McDowell, McLain, Mann, Martin, Miner, Morris, Omelveny, Peirson, Robb, Robeson of Woodford, Ruddle, Seehorn, Sherman, Shumway, Slocumb, Tappan, Thomas of Bureau, Thomas of Morgan, Wardlaw and Williams.—44.

Mr. Martin moved to postpone indefinitely the further consideration of said bill.

Mr. Dawson moved the previous question; which was not agreed to.

Mr. Archer moved to postpone the further consideration of the bill until Monday next.

Mr. Linder moved to lay both of the motions on the table; which was not agreed to.

The question then recurred on the motion made by Mr. Archer, and was decided in the negative, by yeas and nays, on the demand of Messrs. Linder and Starkweather, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Fulton, Brown, Buckley, Campbell, Cantrell, Constant, Cummings, Davis, D'Wolf, Erwin, Fry, Glenn, Harrington, Hart, Hayes, Higgins, Hodges, Kretsinger, Little of Fulton, Little of Will, Logan of Sangamon, Lukins, McDowell, Mann, Martin, Miner, Morris, Morrison of Monroe, Omelveny, Pierson, Robb, Robeson of Woodford, Stanley, Seehorn, Sherman, Shumway, Sims and Tappan.—39.

Those who voted in the negative, are,

Messrs. Austin, Barber, Blakeman, Boyakin, Bragg, Casey, Caswell, Chapman, Cockle, Creel, Cross, Cunningham, Curtis, Dawson, Eads, Enloe, Funkhouser, Gilmore, Griffith, Grubb, Hansford, Hick, Johnston, Kinney, Linder, Logan of Jackson, McConnel, McLain, Marshall, Miller, Morton, O'Conner, Ozburn, Prevo, Randolph, Remann, Reynolds, Robinson of Menard, Ruddle, Stark, Starkweather, Slocumb, Smith, Stickney, Stokes, Stookey, Swing, Thomas of Bureau, Thomas of Morgan, Tucker, Turner, Underwood, Wallace, Wardlaw, Watson, Wynne and Mr. Speaker.—57.

On motion,

The House adjourned until ten o'clock, to-morrow morning.

#### FRIDAY, FEBRUARY 12, 1847.

House met pursuant to adjournment.

Prayer, by the Rev. Mr. Robeson of Woodford, a member of the House.

On motion of Mr. Starkweather,

The rule was dispensed with, and leave given him to make a report from the select committee to which was referred a bill for "An act to incorporate the Hainesville Steam Mill Company;" when he reported the same back, without amendment, and recommended its passage.

*Ordered*, That the bill be engrossed for a third reading.

On motion of Mr. Starkweather,

The rule was again dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

Mr. Hart presented the remonstrance of sundry citizens of Macoupin county, against any division or alteration of said county; which, without reading, was,

On his motion,

Referred to the committee on Counties.

Mr. Boyakin presented the petition of sundry citizens of Marion county, praying for the establishment of a State road from Metropolis city to Ottawa, on the Illinois river; which, without reading, was,

On his motion,

Referred to the committee on State Roads.

On motion of Mr. Morris,

The rule was dispensed with, and a Senate bill for "An act to provide for the call of a convention," was taken [from the orders, read the first and second times by the title, and

Referred to a select committee, to consist of two from each Judicial circuit.

*Ordered*, That Messrs. Morris, Austin, D'Wolf, Boyakin, Stickney, Bragg, Morton, Hayes, Griffith, Kretsinger, Wallace, Skinner, Little of Will, Logan of Sangamon, Robeson of Woodford, Glover and Cockle, be that committee.

Mr. Cockle moved to dispense with the rule, and take up Senate bills on their first reading; which was not agreed to.

Mr. Hart presented the petition of sundry citizens of Macoupin county, praying for the location of a State road from Edwardsville, in Madison county, to Decatur, in Macon county; which, without reading, was,

On his motion,

Referred to the committee on State Roads.

Mr. Cross presented the petition of sundry citizens of Winnebago county, praying that certain black laws may be repealed; which, without reading, was,

On his motion,

Referred to the committee on the Judiciary.

On motion of Mr. Funkhouser,

The rule was dispensed with, and leave given him to introduce a bill for "An act to provide for an equitable distribution of the school fund in Effingham county;" which was read the first and second times by the title, and

*Ordered* to be engrossed for a third reading.

On motion of Mr. Funkhouser,

The vote just taken on ordering the bill to be engrossed for a third reading was re-considered.

On motion of Mr. Griffith,

The bill was amended by inserting after the word "Effingham," wherever it occurs, the words "and Clay."

The bill was then

*Ordered* to be engrossed for a third reading.

On motion of Mr. Funkhouser,

The rule was dispensed with, and the bill read the [third time by the title, and passed.

On his further motion,

The title was amended, by adding after the word "Effingham" the words "and Clay."

*Ordered*, That the title be as amended, and that the Clerk ask the concurrence of the Senate in its passage.

Mr. Johnston presented the claim of J. Wickersham, for the use of a horse in conveying the body of the late Hon. William Hendry, from Springfield to Adams county; which, without reading, was,

On his motion,

Referred to the committee on Claims.



Mr. Constant presented the petition of Thomas Davidson, asking for relief; which, without reading, was,

On his motion,

Referred to the committee on Claims.

On motion of Mr. Cunningham,

The vote taken yesterday on referring to the committee on Finance a bill for "An act for the relief of John Hodges and William Clapp," was re-considered.

The question then recurred on referring said bill to the committee on Finance, and was decided in the negative.

On motion of Mr. Cunningham,

The bill was referred to a select committee.

*Ordered*, That Messrs. Cunningham, Marshall, and Logan of Jackson, be that committee.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have passed bills, herewith presented for the concurrence of the House of Representatives, entitled

"An act for the relief of Augustus Martin;"

"An act to incorporate the St. Francis Xavier Female Academy of Chicago, Illinois;"

"An act to incorporate the President and Trustees of the Peoria Female Seminary;" and

"An act to commute the punishment of John Baxter, by putting him in the penitentiary during life, instead of hanging.

The Senate have also concurred with the House of Representatives in the passage of bills, entitled

"An act in relation to the apportionment of the school fund in the county of Ogle;"

"An act making compensation to Stevens & Trenchery of Alton, for storage on rail road iron;"

"An act in relation to tenants in common;"

"An act to locate a State road from Knoxville, in Knox county, to Maccomb, in McDonough;"

"An act to establish a State road from Jacksonville to Alton;"

"An act concerning certain townships therein named in Cass county;"

"An act to establish a State road from Springfield to Alton;"

"An act to repeal the act incorporating the town of Marion;"

"An act to vacate a certain alley in the town of Rushville, in Schuyler county;"

"An act to re-locate a certain street therein named;"

"An act in relation to a public road therein named;"

"An act declaring a certain road therein named a State road;"

"An act to incorporate the Griggsville Cemetery;" and

"An act to amend the law in relation to marriages."

The Senate have, furthermore, ordered the Senate bill, entitled "An act to establish and maintain common schools," be printed for the use of the General Assembly.

The substitute reported by the committee on Banks and Corporations, for the bill for "Act to extend the time allowed by law for winding up the affairs of the State Bank of Illinois," coming up for consideration,

The question then recurred on the amendment proposed by Mr. Boyakin.

Mr. Dawson moved the indefinite postponement of the bill, together with the substitute and proposed amendment.

Mr. Boyakin moved the previous question; which was not agreed to.

The question recurred on the motion to postpone, and was decided in the negative, by yeas and nays, on the demand of Messrs. Erwin, and Bailey of Brown, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Brown, Barber, Boyakin, Cantrill, Casey, Creel, Cunningham, Davis, Dawson, Eads, Enloe, Erwin, Funkhouser, Griffith, Grubb, Hansford, Harrington, Hayes, Hodges, Janney, Johnston, Kinney, Kretsinger, Little of Fulton, McDowell, Mann, Morris, Morrison of Monroe, O'Conner, Omelveny, Ozburn, Prevo, Reynolds, Robeson of Woodford, Ruddle, Seehorn, Shumway, Sims, Stickney, Stokes, Stookey, Swing, Underwood, White and Mr. Speaker.—46.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Fulton, Bailey of Rock Island, Blakeman, Bragg, Buckley, Campbell, Caswell, Chapman, Cockle, Constant, Cross, Cummings, Curtis, D'Wolf, Eddy, Fry, Glenn, Gilmore, Glover, Harpole, Hart, Hick, Higgins, Linder, Little of Will, Logan of Sangamon, Lukins, McConnell, McLain, Marshall, Martin, Miller, Miner, Morrison of Hancock, Morton, Peirson, Randolph, Remann, Robb, Robinson of Menard, Stanley, Stark, Sherman, Skinner, Slocumb, Smith, Thomas of Bureau, Thomas of Morgan, Tucker, Turner, Wallace, Wardlaw, Watson, West, Williams and Wynne.—57.

Mr. Lukins moved to lay the proposed amendment on the table; which was not agreed to, by yeas and nays, on the demand of Messrs. Boyakin and Cantrill, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Buckley, Campbell, Caswell, Chapman, Constant, Cross, Curtis, Dana, D'Wolf, Eddy, Funkhouser, Gilmore, Hick, Huffman, Logan of Sangamon, Lukins, McConnel, McLain, Marshall, Martin, Miller, Miner, Morrison of Hancock, Randolph, Remann, Reynolds, Robb, Robinson of Menard, Stark, Sherman, Skinner, Slocumb, Smith, Stickney, Thomas of Morgan, Tucker, Wardlaw, Watson and West.—40.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Boyakin, Cantrill, Casey, Cockle, Creel, Cunningham, Davis, Dawson, Eads, Enloe, Erwin, Everett, Fry, Glenn, Glover, Griffith, Grubb, Hansford, Harrington, Harpole, Hayes, Higgins, Hodges, Janney, Johnston, Kinney, Kretsinger, Little of Fulton, McDowell, Mann, Morris, Morrison of Monroe, Morton, O'Conner, Omelveny, Ozburn, Peirson, Prevo, Robeson of Woodford, Ruddle, Seehorn, Shumway, Sims, Stokes, Stookey, Swing, Thomas of Bureau, Turner, Underwood, Wallace, White, Williams, Wynne and Mr. Speaker.—60.

The question was then taken on the amendment proposed by Mr. Boyakin, and decided in the affirmative.

Mr. Underwood moved to amend the substitute, by adding the following, as an additional section; which was agreed to, viz:

"Sec. —. The money loaned and real estate of the bank shall hereafter be liable to taxation, any thing in the thirty-sixth section of the charter of said bank to the contrary notwithstanding.

On motion of Mr. Skinner,

The substitute was further amended, by adding the following, viz:

"In case the bank shall accept the provisions of this act, and shall not have wound up its business before the first day of November, A. D. 1848, no assignment shall be made by said bank or its officers of its effects to any other person or persons than the trustees to be appointed by the Governor, as hereinbefore provided."

Mr. Boyakin moved to lay the whole subject on the table; which was agreed to, by yeas and nays, on the demand of Messrs. Kretsinger and Cantrill, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Brown, Bailey of Fulton, Barber, Boyakin, Cantrill, Casey, Creel, Cunningham, Davis, Dawson, Eads, Enloe, Erwin, Everett, Funkhouser, Glenn, Griffith, Grubb, Hansford, Harrington, Harpole, Hayes, Higgins, Hodges, Huffman, Janney, Johnston, Kinney, Kretsinger, Little of Fulton, McConnel, McDowell, Mann, Marshall, Miner, Morris, Morrison of Monroe, O'Conner, Omelveny, Ozburn, Peirson, Prevo, Reynolds, Robeson of Woodford, Ruddle, Seehorn, Shumway, Sims, Slocumb, Stickney, Stokes, Stookey, Swing, Thomas of Morgan, Underwood, West, White and Mr. Speaker.—59.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Rock Island, Blakeman, Bragg, Buckley, Campbell, Caswell Chapman, Cockle, Cummings, Curtis, Dana, D'Wolf, Eddy, Gilmore, Glover, Hart, Hick, Little of Will, Logan of Sangamon, Lukins, McLain, Martin, Miller, Morrison of Hancock, Morton, Randolph, Remann, Robb, Robinson of Menard, Stanley, Stark, Sherman, Skinner, Smith, Tappan, Thomas of Bureau, Tucker, Turner, Wallace, Wardlaw, Watson, Williams and Wynne.—44.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have concurred with the House of Representatives in the passage of a bill, entitled

"An act to provide for the sale of a part of the Northern Cross Rail Road."

The Senate have passed a bill, in which they ask the concurrence of the House of Representatives, entitled

"An act to create the county of Douglass."

Mr. Constant, from the committee on State Roads, to which was referred a bill for "An act in relation to turnpike gates, toll bridges and ferries," reported the same back, with an amendment; which was concurred in, and the bill, as amended,

*Ordered* to be engrossed for a third reading, by yeas and nays, on the demand of Messrs. Hart and Boyakin, as follows:

Those who voted in the affirmative, are,

Messrs. Boyakin, Bragg, Casey, Caswell, Chapman, Cockle, Constant, Cunningham, Dawson, Eads, Enloe, Erwin, Everett, Fry, Glenn, Gilmore, Glover, Griffith, Hansford, Harpole, Hart, Hodges, Johnston, Kinney, Kretsinger, Little of Fulton, Little of Will, Logan of Jackson, Logan

of Sangamon, Mann, Marshall, Martin, Miller, Morris, Morrison of Hancock, Morrison of Monroe, Ozburn, Peirson, Prevo, Randolph, Reynolds, Robinson of Menard, Stanley, Stark, Starkweather, Seehorn, Sherman, Shumway, Sims, Slocumb, Stokes, Stookey, Tappan, Thomas of Morgan, Tucker, Underwood, Wallace, Wardlaw, West, Williams and Mr. Speaker.—61.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Fulton, Bailey of Rock Island, Blakeman, Buckley, Creel, Cross, Cummings, Curts, Eddy, Funkhouser, Grubb, Hayes, Higgins, Huffman, Janney, Lukius, McConnel, McLain, Morton, Remann, Robeson of Woodford, Ruddle, Skinner, Smith, Swing, Thomas of Bureau, Watson and White.—29.

Mr. Reynolds, from the committee on Finance, to which was referred a bill for "An act to remit certain taxes assessed for State revenue of 1839, upon lots and blocks in Nathaniel Pope and others' addition to Alton," reported the same back, without amendment, and recommended its passage.

*Ordered* to be engrossed for a third reading.

Mr. Thomas of Morgan, from the committee on the Judiciary, to which was referred a bill for "An act to provide for the sale of the property of idiots, lunatics and insane persons, reported the same back, without amendment, and recommended its passage.

*Ordered* to be engrossed for a third reading.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and the bill read a third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

Mr. Underwood, from the committee on Engrossed and Enrolled Bills, reported, as correctly enrolled, and laid before the Council of Revision, a bill for "An act to incorporate the St. Clair Turnpike Company."

Mr. Morris, from the committee on the Judiciary, to which was referred a bill for "An act in relation to revenue," reported the same back, and recommended its passage.

Mr. Cunningham moved to lay the bill on the table; which was not agreed to, by yeas and nays, on the demand of Messrs. Morris and Dawson, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Boyakin, Brown, Casey, Chapman, Cunningham, Eddy, Enloe, Funbouser, Glenn, Griffith, Harpole, Hart, Hayes, Hick, Hodges, Johnston, Logan of Jackson, McLain, Mann, Morrison of Hancock, Ozburn, Prevo, Shumway, Slocumb, Stickney, Stokes, Swing, Tappan, Underwood, White and Mr. Speaker.—32.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Bragg, Buckley, Campbell, Caswell, Cockle, Creel, Cross, Cummings, Curts, Dawson, Eads, Erwin, Everett, Fry, Gilmore, Glover, Grubb, Hansford, Harrington, Higgins, Huffman, Janney, Kinney, Kretsinger, Little of Fulton, Little of Will, Logan of Sangamon, Lukins, McConnel, McDowell, Marshall, Miller, Miner, Morris, Morton, O'Conner, Omelvey, Peirson, Randolph, Remann, Reynolds, Robb, Robeson of Woodford,

Robinson of Menard, Ruddle, Stanley, Stark, Starkweather, Seehorn, Sherman, Sims, Skinner, Stookey, Thomas of Bureau, Thomas of Morgan, Tucker, Wallace, Wardlaw, Watson, West and Williams.—66.

Mr. Funkhouser moved to amend, by striking out all that portion of the bill having reference to a tax upon improvements on public lands, and inserting in lieu thereof, as follows: "On promissory notes, the maker or makers of which are solvent."

On motion of Mr. Thomas of Morgan,

The main question was ordered.

The question recurred on the motion of Mr. Funkhouser, and was decided in the negative.

The bill was then

*Ordered* to be engrossed for a third reading, by yeas and nays, on the demand of Messrs. Funkhouser and Stokes, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Fulton, Bailey of Rock Island, Barber, Blake-man, Brown, Buckley, Campbell, Cockle, Creel, Cross, Cummings, Curts, Dawson, Eads, Erwin, Fry, Gilmore, Glover, Hansford, Harrington, Huffman, Kinney, Kretsinger, Little of Fulton, Little of Will, Logan of Sangamon, Lukins, McConnell, McDowell, McLain, Mann, Miller, Miner, Morris, Morrison of Monroe, Morton, O'Conner, Peirson, Randolph, Remann, Reynolds, Robb, Robeson of Woodford, Robinson of Menard, Ruddle, Stanley, Stark, Starkweather, Seehorn, Sherman, Sims, Skinner, Smith, Stookey, Thomas of Bureau, Thomas of Morgan, Tucker, Wallace, Wardlaw, Watson, Williams and Wynne.—63.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Brown, Boyakin, Casey, Chapman, Constant, Cunningham, D'Wolf, Eddy, Enloe, Funkhouser, Glenn, Griffith, Grubb, Harpole, Hart, Hick, Hodges, Janney, Johnston, Logan of Jackson, Marshall, Martin, Morrison of Hancock, Omelveny, Ozburn, Prevo, Shumway, Slocumb, Stickney, Stokes, Swing, Tappan, Underwood, White and Mr. Speaker.—36.

On motion,

The House adjourned until two o'clock P. M.

TWO O'CLOCK, P. M.

House met, pursuant to adjournment.

On motion of Mr. Cross,

The rule was dispensed with, and leave given him to make a report from the committee on Banks and Corporations, to which was referred a Senate bill for "An act to amend 'An act to improve the navigation of the rapids of Rock river, at Rockford, and to incorporate the Rockford Hydraulic and Manufacturing Company,' approved February 11, 1845;" when he reported said bill back, without amendment, and recommended its passage.

*Ordered* to be engrossed for a third reading,

On his further motion,

The rule was dispensed with, and the bill read the third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and leave given him to make a report from the committee on the Judiciary, to which was referred a bill for "An act to legalize the sale of lot one in block five, and lots two and three in block six, in Jerseyville;" when he reported the same back, without amendment, and recommended its passage.

*Ordered* to be engrossed for a third reading.

On his further motion,

The rule was again dispensed with, and said bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

On motion of Mr. Little of Fulton,

The rule was dispensed with, and leave given him to make a report from the committee on Claims, to which were referred claims and petitions of sundry persons; when he reported a bill for "An act making appropriations for the pay of certain persons therein named, acting for and under the authority of the State;" which was read, and

*Ordered* to a second reading.

Mr. Little of Fulton moved to dispense with the rule, to enable him to make a report from the committee on Claims; which was not agreed to.

Mr. Logan of Jackson moved to dispense with the rule, to enable him to make a report from a standing committee; which was not agreed to.

Mr. Archer moved to dispense with the rule, and allow standing committees to report; which was not agreed to.

The Speaker laid before the House a communication from the Governor, transmitting copies of deeds executed by the county commissioners of Sangamon to the Governor of the State, conveying the lot of ground on which the State house now stands; which was read, and,

On motion of Mr. Morris,

Referred to the committee on the Judiciary.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have passed bills, entitled

"An act to vacate certain streets in the town of Pittsfield, in the county of Pike;"

"An act to reduce the price of the State lands in the Dixon and Danville United States' land districts;"

"An act to provide for an election to re-locate the seat of justice of Henderson county;" and

"An act for the relief of the heirs of James B. Lovell, late of the county of Fulton, deceased;"

In the passage of which, I am directed to ask the concurrence of the House of Representatives.

The Senate have concurred with the House of Representatives in the passage of bills, entitled

"An act to amend the law in relation to the securities of guardians;"

"An act providing for the payment of the costs of printing in the German language the messages of Governors Ford and French;"

"An act to authorize Mary Ann Smart to sell certain lands;"

"An act to incorporate the Lawrenceville Æsculapian Medical Society;"

"An act forming the village of Prairie du Pont into a school district;"

"An act further to define the duties of probate justices;"

"An act to authorize the school commissioner of Jo Daviess county to distribute school funds therein mentioned;" and

"An act for an equitable division of the school funds belonging to town 1 S., R. 5 W.;"

The latter bill with an amendment, in which I am directed to ask the concurrence of the House of Representatives.

The Senate have concurred with the House of Representatives in their amendment to the resolution of the Senate concerning the adjournment, &c., of the General Assembly; which amendment proposes that no new business be received after the 13th instant, and that the General Assembly adjourn, *sine die*, on the first Monday in March next.

"A bill for act to incorporate the Mississippi and Atlantic Rail Road Company," coming up for consideration,

The question recurred on the motion made by Mr. Martin, to postpone indefinitely the further consideration of the bill, pending when the House adjourned yesterday; when,

On motion of Mr. Linder,

Said motion was laid on the table.

Mr. McDowell moved to amend the bill, by adding the following additional sections, viz:

SEC. 9. The rate of charges and freights upon said road, shall be so regulated that the dividends therefrom arising, shall not exceed fifteen per cent. per annum on the capital stock; and the said rate of charges for passengers and of freights for agricultural products, merchandize, manufactured articles, or any other goods offered for transportation on said road within the State of Illinois, shall be in proportion to the distances that they may be conveyed, the same as is fixed on passengers and agricultural products, merchandize, manufactured articles, or other goods, offered for transportation to or from either of its termini; and that no extra charge for stopping, loading or unloading, or for any other reason, shall be made on any of the articles aforesaid; and, further, that said corporation shall not refuse to receive, at any depot, and convey to any other point or depot, any article or articles aforesaid, offered for transportation: *Provided*, The freight on the same shall amount to the sum of fifty cents.

SEC. 10. It shall be the duty of said corporation to afford all reasonable facilities for the safety and convenience of public and private roads, crossing the track or running parallel with said rail road; and they shall be held liable, to the full amount of damages sustained by the public or individuals, which may take place in consequence of the neglect or misconduct of any of their agents.

SEC. 11. The said corporation shall, once in every year, if called upon by the Governor or the General Assembly of Illinois, make an exhibit of their affairs, in order that the provisions of section nine, above may be carried out.

Also, amend section eight, by inserting in place of the sentence limiting to fourteen years for completion, the following:

"The said road shall be commenced within four years, and completed within ten years after the passage of this act; and the said company shall be required to expended one hundred thousand dollars in the construction of said road within two years after its commencement."

Also, amend, by adding the names of Solomon Keopfle and David Thorpe, as additional commissioners for receiving subscriptions of stock.

Also, amend section one, by striking out "fifty," and inserting "thirty years."

Mr. Morris moved to amend the proposed amendment, by striking out "four years," and inserting "three years," as the time for commencing the road.

On motion of Mr. Thomas of Morgan,

The proposed amendment to the amendment was laid on the table.

Mr. Erwin moved to amend the proposed amendment, by adding the following, as additional section, viz :

"The private property of the stockholders of this corporation shall be liable for all the debts of this corporation."

On motion of Mr. Thomas of Morgan,

The proposed amendment was laid on the table, by yeas and nays, on the demand of Messrs. Erwin and Kretsinger, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Rock Island, Blakeman, Brown, Buckley, Campbell, Chapman, Cockle, Constant, Cross, Eads, Eddy, Funkhouser, Glenn, Gilmore, Glover, Griffith, Grubb, Huffman, Janney, Linder, Little of Will, Logan of Jackson, Logan of Sangamon, Lukins, McConnel, McDowell, McLain, Martin, Miller, Miner, Morrison of Hancock, Morrison of Monroe, Morton, Peirson, Prevo, Randolph, Remann, Reynolds, Robb, Robeson of Woodford, Robinson of Menard, Stanley, Stark, Starkweather, Sherman, Slocumb, Smith, Stickney, Stookey, Swing, Tappan, Thomas of Bureau, Thomas of Morgan, Turner, Underwood, Wallace, Wardlaw, Watson, West, Williams and Wynne.—62.

Those who voted in the negative, are.

Messrs. Austin, Bailey of Brown, Bailey of Fulton, Barber, Boyakin, Bragg, Cantrill, Casey, Caswell, Creel, Cummings, Curtis, D'Wolf, Erwin, Everett, Fry, Hansford, Harrington, Harpole, Hart, Hayes, Hick, Higgins, Johnston, Kretsinger, Little of Fulton, Mann, Marshall, Morris, Omelveny, Ozburn, Ruddle, Seehorn, Shumway, Sims, Stokes and Mr. Speaker.—37.

Mr. Mann moved to amend the proposed amendment, by inserting the following, as an additional section, viz:

"The Legislature reserves the right at any time to alter, modify or repeal this act."

On motion of Mr. Linder,

The proposed amendment was laid on the table, by yeas and nays, on the demand of Messrs. Mann, and Morrison of Monroe, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Brown, Buckley, Campbell, Caswell, Chapman, Cockle, Constant, Cross, Cummings, Curtis, Dawson, Eads, Eddy, Enloe, Everett, Funkhouser, Glenn, Gilmore, Glover, Griffith, Grubb, Harpole, Hart,



Huffman, Janney, Kinney, Linder, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, Lukins, McConnell, McDowell, McLain, Marshall, Martin, Miller, Miner, Morrison of Hancock, Prevo, Randolph, Remann, Reynolds, Robb, Robeson of Woodford, Robinson of Menard, Stanley, Stark, Starkweather, Sherman, Slocumb, Smith, Stookey, Swing, Tappan, Thomas of Bureau, Thomas of Morgan, Tucker, Turner, Underwood, Wallace, Wardlaw, Watson, West, Williams and Wynne.—73.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Boyakin, Cantrill, Creel, D'Wolf, Erwin, Fry, Hansford, Hick, Higgins, Johnston, Kretsinger, Mann, Morris, Morrison of Monroe, Morton, Omelveny, Ozburn, Ruddle, Seehorn, Shumway, Sims, Stokes and Mr. Speaker.—24.

The question was then taken on the amendment proposed by Mr. McDowell, and decided in the affirmative.

Mr. Martin moved to amend the bill, by striking out all that part of section two which locates said road through the State of Illinois, and inserting the following, in lieu thereof: "To commence on the east line of the State of Illinois, in the county of Edgar, or Clark, at a point which will enable said company to intersect with Terre Haute, in Indiana; and from thence, to run said rail road southwestwardly, on the most eligible route, to Vandalia, in Fayette county; and thence, on the most eligible route, to Greenville, in Bond county; and thence, on the most eligible route, to the city of Alton, on the Mississippi river.

"SEC. —. The company may use any of the State works on said rail road route, and also any right of way now owned by the State, on any rail road route now belonging to the State, and on which said company may run their rail road to Alton, paying to the State a fair compensation therefor."

On motion of Mr. Underwood,

The proposed amendment was laid on the table, by yeas and nays, on the demand of Messrs. Martin and Cantrill, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Boyakin, Bragg, Casey, Chapman, Cockle, Constant, Creel, Cross, Cunningham, Dawson, Eads, Funkhouser, Glenn, Gilmore, Glover, Griffith, Grubb, Harrington, Hayes, Hick, Huffman, Janney, Johnston, Kinney, Kretsinger, Linder, Little of Fulton, Little of Will, Logan of Jackson, McConnell, McDowell, McLain, Marshall, Miller, Morris, Morton, Ozburn, Prevo, Randolph, Remann, Reynolds, Robeson of Woodford, Robinson of Menard, Ruddle, Stanley, Stark, Starkweather, Seehorn, Sims, Smith, Stickney, Stokes, Stookey, Swing, Thomas of Bureau, Thomas of Morgan, Turner, Underwood, Wallace, Wardlaw, Watson, West, Williams, Wynne and Mr. Speaker.—72.

Those who voted in the negative, are,

Messrs. Brown, Buckley, Campbell, Cantrill, Caswell, Cummings, Curtis, D'Wolf, Erwin, Everett, Fry, Hansford, Hart, Higgins, Hodges, Logan of Sangamon, Lukins, Mann, Martin, Miner, Morrison of Hancock, Morrison of Monroe, Omelveny, Peirson, Robb, Shumway, Slocumb, Tappan and Tucker.—29.

On motion of Mr. Funkhouser,

The bill was further amended, in the eighth section, by striking out the word "interest."

On motion of Mr. Linder,

The main question was ordered, by yeas and nays, on the demand of Messrs. Omelveny, and Morrison of Monroe, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Boyakin, Bragg, Brown, Buckley, Campbell, Casey, Caswell, Chapman, Cockle, Constant, Creel, Cross, Cummings, Cunningham, Curts, Dawson, Eads, Enloe, Fry, Funkhouser, Glenn, Gilmore, Glover, Grubb, Harrington, Hayes, Hick, Higgins, Hodges, Johnston, Kinney, Linder, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, Lukins, McConnell, McDowell, Marshall, Martin, Miller, Morrison of Hancock, Morton, O'Connor, Ozburn, Peirson, Prevo, Randolph, Remann, Reynolds, Robb, Robeson of Woodford, Robinson of Menard, Ruddle, Stanley, Stark, Starkweather, Sechorn, Shumway, Sims, Slocumb, Smith, Stickney, Stookey, Swing, Tappan, Thomas of Bureau, Thomas of Morgan, Tucker, Turner, Underwood, Wallace, Wardlaw, Watson, West, White, Wynne and Mr. Speaker.—85.

Those who voted in the negative, are,

Messrs. Cantrill, D'Wolf, Erwin, Everett, Griffith, Hansford, Hart, Huffman, Janney, Kretsinger, McLain, Mann, Morrison of Monroe, Omelveny and Stokes.—15.

The bill, as amended, was then

*Ordered* to be engrossed for a third reading; when,

On motion,

The House adjourned until ten o'clock to-morrow morning.

### SATURDAY, FEBRUARY 13, 1847.

House met pursuant to adjournment.

Prayer, by the Rev. Mr. Springer.

On motion of Mr. Boyakin,

The reading of yesterday's journal was dispensed with.

Walter S. Aken a representative from the county of Franklin, elected to fill the vacancy occasioned by the resignation of the Hon. William A. Denning, appeared, was qualified, and took his seat.

Joseph Diarman a representative from the county of Pope and Hardin, elected to fill the vacancy occasioned by the Hon. William Rhodes, appeared, was qualified, and took his seat.

On motion of Mr. McDowell,

The rule was dispensed with, and leave given him to make a report from the committee on Finance, to which was referred a bill for "An act to authorize the county commissioners' court of Jo Daviess county to increase the rate of county tax in and for said county;" when he reported the same back without amendment, and recommended its passage; the bill was

*Ordered* to be engrossed for a third reading.

On motion of Mr. Eads,

The rule was dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

On motion of Mr. Turner,

The rule was dispensed with, and leave given him to make a report from the select committee, to which was referred the petition of sundry citizens of Mason and Morgan counties, praying for a State road, therein named, reported a bill for "An act to locate a State road from Bath in Mason county to Waverly in Morgan county;" which was read the first and second time by the title, and

*Ordered* to be engrossed for a third reading.

On motion of Mr. Turner,

The rule was again dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid and that the Clerk ask the concurrence of the Senate in its passage.

On motion of Mr. Sherman,

The rule was dispensed with, and a Senate bill for "An act supplementary to an act to incorporate the city of Chicago, approved March 4, 1837," was taken from the orders, and read the first and second times by the title.

On motion of Mr. Sherman,

The bill was amended by inserting in the thirteenth section after the word "City" in the fourth line, the words "said bridges to have draws of suitable width so as not to prevent or interrupt the free navigation of said waters;" also, by adding to section fourteen, the following:

"*Provided*, That nothing contained in this section, shall authorize the common council to assess or collect any expense incurred in the construction of a breakwater, or on account of any public grounds excepting streets and alleys upon any particular portion or part of said city, but all such expenses hereafter incurred shall be paid by assessing the same on the city at large in the same manner as general taxes are now assessed and collected."

The bill as amended was,

*Ordered* to be engrossed for a third reading,

On motion of Mr. Sherman,

The rule was dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

The preamble and resolutions, introduced some days since by Mr. Eddy, relative to the expediency of funding the bonds sold for internal improvement purposes, came up for consideration as the special order of the day; when,

On motion of Mr. Thomas of Morgan,

Said preamble and resolutions were postponed, until Monday next, and made the special order of that day, at 10 o'clock, A. M.

This being the last day by joint resolution for the introduction of new business.

On motion of Mr. Robeson of Woodford,

*Ordered*, That the orders of the day be postponed, until after all the counties are called alphabetically for the introduction of petitions, resolutions, bills, &c., from individual members, containing new matter.

A message from the Senate, by Mr. Elwood, their assistant Secretary:

*Mr. Speaker*: The Senate have passed bills, herewith presented for the concurrence of the House of Representatives, entitled

"An act to amend sections 79 and 80 of the 119 chapter of the Revised Statutes;"

"An act in relation to the Cemetery in the town of Elgin, Kane county;"

"An act to change the name of the town of Wappello to that of Mendota;"

"An act to incorporate Cave-in-rock mining Company;"

"An act to incorporate the Adelphi of Knox College;"

"An act to change the time of holding the circuit court in Lee county," and

"An act for the relief of the heirs of Timothy Losey."

The Senate, also, have concurred with the House of Representatives, in the passage of bills, entitled

"An act for the relief of Levi W. Riley;"

"An act authorizing Silas Beebe to establish a ferry across the Mississippi river," and

"An act to protect the interests of orphans and minors, and for other purposes."

Mr. Linder introduced a bill for "An act for the relief of Martha Cotrall;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Grubb,

The rule was dispensed with, and the bill read the second time by the title.

On motion of Mr. Thomas of Morgan,

The bill was referred to the committee on the Judiciary.

Mr. Omelveny, from the committee on Engrossed and Enrolled Bills, reported as correctly enrolled, and this day laid before the Council of Revision, bills of the following titles, to wit:

An act making compensation to Stevens and Trenchery of Alton, for storage on Rail Road Iron;"

"An act supplemental to an act, entitled 'An act extending the limits of the fifth judicial circuit, and fixing the time for holding courts therein,' approved, February 5, 1887;"

"An act relating to supervisors of roads and those liable to do road labor, in Stephenson county;"

"An act to relocate so much of the State road as lies between Warcester Post Office in McDonough county, and the county line of Hancock county;"

"An act to amend an act to incorporate the city of Alton, approved July 10, 1837;"

"An act to amend an act to incorporate the Illinois Mutual Fire Insurance Company;"

"An act to attach the county of Boone to the seventh judicial circuit;"

"An act to amend an act making appropriations for the pay and expenses of the Illinois Militia called into service by the Commander in Chief, during the year A. D. 1844, in force, Feb. 26, 1845;"

"An act to authorize Harley Ives, to establish a ferry on the Mississippi river at New Boston," and

"An act to amend an act, entitled 'An act to incorporate the city of Peoria.'"

On motion of Mr. Linder,

*Ordered*, That all bills offered on this day be read and first and second time by their titles.

Mr. Sherman introduced a bill for "An act in relation to that part of township thirty-nine, north of range fourteen east, of the third principal meridian, in relation to schools;" which was read the first and second times by the title, and

*Ordered* to be engrossed for a third reading.

Mr. Skinner introduced a bill for "An act for certain purposes therein named;" which was read the first and second times by the title, and

Referred to the committee on Finance.

Mr. Remann introduced a bill for "An act to establish an additional election precinct in Fayette county;" which was read the first and second times by the title, and

*Ordered* to be engrossed for a third reading.

On motion of Remann,

The rule was dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

Mr. Little of Fulton, introduced a bill for "An act to incorporate the Canton Literary Association;" which was read the first and second times by the title, and

*Ordered* to be engrossed for a third reading.

Mr. Eddy introduced a bill for "An act for the relief of the heirs and administrators of Timothy Guard and Benjamin White, late lessees of salt wells in Gallatin county;" which was read the first and second times by the title, and

Referred to the committee on Salines and Saline Lands.

Mr. Fry introduced a bill for "An act to amend the sixty-sixth chapter of the Revised Statutes, entitled 'Limitations,'" which was read the first and second times by the title, and

Referred to the committee on the Judiciary.

Mr. Bragg introduced a bill for "An act to vacate the town plat of the town of Bluffdale, Green county, Illinois;" which was read the first and second time by the titles.

Mr. Robeson of Woodford,

Moved to refer said bill to the committee on the Judiciary, which was not agreed to.

Mr. Thomas of Morgan, moved to amend the bill by adding the following:

"The town plats of the town of Trenton and Appalonia, in Morgan county, are hereby vacated, so far as to authorize the proprietors of said

towns to list the land of which said town lots are composed, for taxation as land and not town lots, also the town of Webster in Marshall county."

On motion of Mr. Morrison of Hancock,

The proposed amendment was amended, by adding the following:

"That the town plat of the town of Jo Duncan in the county of Hancock, be vacated and for naught held, and that the lands therein included shall be hereafter taxed as land.

On motion of Mr. Robb,

The proposed amendment was further amended by adding, "and all other unimproved towns."

On motion of Mr. Logan of Sangamon,

The proposed amendment was further amended, by adding the town of "Eddinburgh in Christian county."

The question was then taken on the amendment as amended, and decided in the affirmative, and the bill as amended,

*Ordered* to be engrossed for a third reading.

Mr. Morrison of Hancock, introduced a bill for "An act for the relief of the persons therein named;" which was read the first and second times by the title, and

Referred to the committee on Claims.

Mr. Logan of Jackson, presented the petition of sundry citizens of Randolph and Jackson counties, praying for the formation of a new county therein named;" which, without reading, was,

On his motion,

Referred to a select committee.

*Ordered*, That Messrs. Logan of Jackson, Mann and Enloe, be said committee,

Mr. Logan of Jackson, introduced a bill for "An act for the purposes therein named;" which was read the first and second times by the title, and

Referred to a select committee.

*Ordered*, That Messrs. Logan of Jackson, Mann and Enloe, be said committee.

Mr. Little of Fulton, from the committee on Enrolled and Engrossed bills, reported as correctly enrolled, and laid before the Council of Revision bills of the following titles, viz:

"An act to incorporate the Boston and Elizabeth Mining Company of South Illinois," and

"An act to incorporate the St. Clair county turnpike company."

Mr. Peirson presented the petition and remonstrances relative to the right of constructing a dam across Fox river; which, without reading, was,

On his motion,

Referred to the committee on Agriculture and Manufactures.

Mr. O'Conner introduced a bill for "An act to repeal the ninety-fourth section of the eighty-ninth chapter of the Revised Statutes;" which was read the first and second times by the title, and

Referred to the committee on Canal and Canal Lands.

Mr. O'Conner introduced a bill for "An act for certain purposes therein named;" which was read the first and second times by the title, and

Referred to the committee on Finance.

Mr. Wynne submitted for adoption the following preamble and resolution, which were read:

*Whereas*, by a resolution passed by the Legislature, it is determined that the present session of the General Assembly shall close on the first Monday in March next; *And whereas*, there is much business yet unfinished before the Legislature, *Therefore be it*

*Resolved*, That after the 17th instant, this House hold night sessions until it is ascertained that the business of the session can be completed.

Mr. Thomas of Morgan, moved to lay said preamble and resolution on the table, which was not agreed to.

On motion of Mr. Logan of Sangamon,

The resolution was amended by adding the following:

"And that the Clerk of this House be authorized to call to his assistance such person as he may deem proper;"

On motion of Mr. Linder,

The main question was ordered.

The question then recurring on the adoption of the preamble and resolution as amended, it was decided in the affirmative.

Mr. Wallace introduced a bill for "An act to call a convention to alter or amend the Constitution of this State;" which was read the first and second times by the title, and

Referred to the same select committee to which was referred a Senate bill for "An act to provide for the call of a convention to amend the Constitution of this State."

Mr. Robeson of Woodford introduced a bill for "An act to require teachers of schools to return their schedules under oath, and for other purposes;" which was read the first and second times by the title, and

Referred to the committee on Education.

Mr. Blakeman introduced a bill for "An act to repeal an act therein mentioned;" which was read the first and second times by the title, and

Referred to the committee on Counties.

Mr. Swing introduced a bill for "An act to incorporate the Mason county Library and Literary Association;" which was read the first and second times by the title, and

Referred to the committee on Education.

Mr. Swing also introduced a bill for "An act for a certain road therein named in Mason county;" which was read the first and second times by the title, and

Referred to the committee on State Roads.

Mr. Swing also introduced a bill for "An act to amend the estray law, and for other purposes;" which was read the first and second times by the title, and

Referred to the committee on Agriculture and Manufactures.

Mr. Omelveny introduced a bill for "An act to regulate independent military companies in this State;" which was read the first and second times by the title, and

Referred to the committee on the Militia.

Mr. Omelveny presented the petition of sundry citizens of the counties of Randolph and Perry, praying for the repeal of certain laws therein mentioned; which, without reading, was,

On his motion,

Referred to the committee on the Judiciary.

Mr. Thomas of Morgan, introduced a bill for "An act to provide for the recording transcripts of judgments of Justices of the Peace;" which was read the first and second times, and

Referred to the committee on the Judiciary.

On motion of Mr. Morton,

The rule was dispensed with, and leave given him to make a report from a select committee, to which was referred the petition of sundry citizens of Morgan county, praying for the location of a State Road therein named; when he reported the same back, and the petition,

On his motion,

Was laid on the table.

Mr. Cockle presented the petition of sundry citizens of Peoria county, against a ferry prayed for by C. Ballance; which, without reading, was,

On his motion,

Referred to the committee on Banks and Corporations.

Mr. Cockle presented the petition of sundry citizens of Peoria county, in relation to a rail road from Michigan to the Pacific Ocean; which, without reading, was,

On his motion,

Referred to the committee on Internal Improvements.

Mr. Cockle introduced a bill for "An act for the purpose therein named;" which was read the first and second times by the title, and

Referred to the committee on Finance.

Mr. Dana introduced a bill for "An act to amend an act, entitled 'An act to incorporate the Rock river dam and bridge company;'" which was read the first and second times by the title, and

Referred to the committee on State Roads.

Mr. Dana submitted for adoption the following resolution, which was read:

*Resolved*, That in the opinion of this House it is inexpedient and contrary to the sound policy and against the best interest of the country to annex any additional slave territory to the United States.

*Resolved further*, That our Representatives in Congress be requested and our Senators instructed, to act on all suitable and proper occasions in accordance with this opinion, the Senate concurring herein.

On motion of Mr. Johnston,

Said resolutions were laid on the table, by yeas and nays, on the demand of Messrs. Thomas of Morgan, and Casey, as follows:

Those who voted in the affirmative, are,

Messrs. Aiken, Austin, Bailey of Brown, Bailey of Fulton, Barber, Boy-akin, Bragg, Casey, Caswell, Chapman, Cockle, Creel, Cunningham Diarman, Eads, Enloe, Erwin, Fry, Griffith, Grubb, Hansford, Harpole, Hart, Hayes, Hick, Higgins, Hodges, Janney, Johnston, Little of Fulton, Logan of Jackson, McDowell, McLain, Mann, Marshall, Martin, Omelveny, Ozburn, Prevo, Reynolds, Robeson of Woodford, Ruddle, Shumway, Sims, Slocumb, Smith, Stickney, Stokes, Stookey, Swing, Thomas of Bureau, Wallace, White, Williamson, Wynne and Mr. Speaker.—56.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Rock Island, Blakeman, Brown, Campbell,



Constant, Cross, Cummings, Curts, Dana, Davis, Dawson D'Wolf, Everett, Glenn, Gilmore, Glover, Harrington, Huffman, Kinney, Kretsinger, Little of Will, Logan of Sangamon, Lukins, McConnell, Miller, Miner, Morrison of Hancock, Morton, Peirson, Randolph, Robb, Stanley, Stark, Starkweather, Sherman, Skinner, Tappan, Thomas of Morgan, Tucker, Wardlaw and Watson.—42.

Mr. Grubb introduced a bill for "An act in relation to the State Bank;" which was read the first and second times by the title, and

Referred to the committee on Banks and Corporations.

Mr. Grubb also introduced a bill for "An act to amend an act therein named;" which was read the first and second times by the title, and

Referred to the committee on Banks and Corporations.

Mr. Logan of Sangamon, presented the petition of sundry citizens of Springfield, praying relief; which, without reading, was,

On his motion,

Referred to the committee on Finance.

Mr. Logan of Sangamon, introduced a bill for "An act to legalize the deeds made by the county commissioners of Sangamon county, conveying the public square to the State;" which was read the first and second times by the title, and

Ordered to be engrossed for a third reading.

On motion of Mr. Linder,

The rule was dispensed with, and the bill read the third time by the title, and passed.

Ordered, That the title be as aforesaid, and the Clerk inform the Senate thereof, and ask their concurrence in its passage.

Mr. Wardlaw presented the petition of sundry citizens of Putnam county, asking for a part of La Salle county to be attached to Putnam; which, without reading, was,

On his motion,

Referred to the committee on Counties.

Mr. Archer introduced a bill for "An act to compensate the Clark county volunteers raised June 1846, for the Mexican war;" which was read the first and second times by the title, and the bill with the accompanying documents, were

Referred to the committee on Claims.

Mr. Reynolds introduced a bill for "An act to amend the chapter on wills in the Revised Code;" which was read the first and second times by the title, and

Referred to the committee on the Judiciary.

Mr. Reynolds introduced a bill for "An act to amend chapter eighty-five of the Revised Code in relation to the Probate Courts;" which was read the first and second times by the title, and

Referred to the committee on the Judiciary.

Mr. Stokes introduced a bill for "An act in relation to distributing the journals of the present General Assembly;" which was read the first and second times by the title, and

Referred to the committee on Finance.

Mr. Tucker introduced a bill for "An act to amend an act, entitled 'An act authorizing counties to give a bounty on Wolf Scalps,' approved Feb. 25, 1845;" which was read the first and second times by the title, and

Referred to a select committee.

*Ordered*, That Messrs. Tucker, Stanley and Eads, be said committee.

Mr. White introduced a bill for "An act to increase the township school fund;" which was read the first and second times by the title, and

Referred to the committee on Education.

Mr. Little of Will, introduced a bill for "An act for purposes therein named;" which was read the first and second times by the title, and

Referred to the committee on Canal and Canal Lands.

On motion of Mr. Little of Will,

*Resolved*, That one hundred, of the two thousand copies of the report of the Trustees of the Illinois and Michigan Canal, ordered to be printed by this House, be and they are hereby set apart for the use of the foreign Trustees of said canal, and the foreign subscribers to the loan, for the completion of that work, and that fifty copies of said report be set apart for the use of the officers on the Canal line.

Mr. Miller introduced a bill for "An act authorizing the inhabitants of school district number four, in township thirty-six, north of range ten east of the third principal meridian, to tax themselves for the purpose of building a school house;" which was read the first and second times by the title, and

Referred to the committee on Education.

Mr. Cunningham introduced a bill for "An act to amend the law in relation to Jails and Jailors;" which was read the first and second times by the title, and

Referred to the committee on Public Accounts and Expenditures.

Mr. Cunningham also introduced a bill for "An act to amend chapter forty-one of the Revised Statutes, in relation to fees, approved March 3, 1845;" which was read the first and second times, and

Referred to the committee on Public Accounts and Expenditures.

Mr. Hayes introduced a bill for "An act to authorize school districts in the counties of Boone, DeKalb, and Winnebago to impose a tax upon the districts for the erection of school houses in said districts;" which was read twice by the title, and

Referred to the committee on Education.

Mr. Hayes submitted for adoption the following order, which was read:

That the resolutions introduced some time since, which request the Governor to open a correspondence in relation to funding the State debt, and recommend that the people vote for or against a poll tax, not to exceed one dollar, be made the special order of the day for two o'clock this afternoon.

Pending the question on the adoption of said order,

On motion,

The House adjourned until 2 o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

The question pending when the House adjourned, on the adoption of the order proposed by Mr. Hayes, coming up for consideration,

Mr. Hayes modified the order, so as to make the resolutions referred to, the special order of the day for Monday next, at two o'clock, P. M.

The order, as modified, was adopted.

Mr. Cross presented the petitions of sundry citizens of Winnebago county, asking the removal from office of the presiding judge of the sixth judicial circuit; which, without reading, were,

On his motion,

Referred to the committee on the Judiciary.

Mr. Robeson of Woodford, introduced a bill for "An act for the purposes therein named;" which was twice read by the title, and

Referred to the committee on the Judiciary.

On motion of Mr. Little of Fulton,

The rule was dispensed with, and a bill for "An act for the relief of the Spoon River Navigation Company," was read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

A message from the Senate, by Mr. Moore, their Secretary :

*Mr. Speaker*: The Senate have passed bills, entitled, severally, as follows:

"An act to amend an act, entitled 'An act to authorize George W. Jones to establish a ferry from Jordan's ferry to Du Buque;'"

"An act to establish a road from Fox to Rock river;"

"An act to define the revenue law;"

"An act concerning practice;" and

"An act for the benefit of Basset and Taylor of Beardstown, Illinois;"

In which I am directed to ask the concurrence of the House of Representatives.

The Senate have concurred with the House of Representatives in the passage of sundry bills entitled

"An act in relation to the records of Peoria county;"

"An act in relation to the records of Kendall county;"

"An act to provide for an equitable distribution of the school fund in Effingham and Clay counties;"

"An act supplemental to an act, entitled 'An act to incorporate the town of Jacksonville, and for other purposes,' approved February 3, 1840;" and

"An act requiring the punctual discharge of duties by the Attorney General and the several State's Attorneys;"

The last bill with an amendment; in which the Senate ask the concurrence of the House of Representatives.

On motion of Mr. Cross,

The rule was dispensed with, and a bill for "An act to legalize the acts

of trustees of schools in township forty-five north, of range two east, in Winnebago county," read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

On motion of Mr. Funkhouser,

The rule was dispensed with, and a bill for "An act to authorize James Cartright and Company to build a dam across the Little Wabash river," was read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

A bill for "An act to amend 'An act concerning wills,' approved March 3, 1845," was read the third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

A bill for "An act making compensation to John Von Horn, for services as a Topographical Engineer, in making a sectional map of the State of Illinois," was read the third time.

Mr. Lukins moved to postpone indefinitely the further consideration of said bill.

On this motion, the yeas and nays were demanded by Messrs. Morton and Dawson.

On motion of Mr. Grubb,

The main question was ordered.

The question then recurred on the passage of the bill, and was decided in the affirmative, by yeas and nays, on the demand of Messrs. Dawson and Sims, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Rock Island, Barber, Blakeman, Bragg, Buckley, Caswell, Constant, Dana, D'Wolf, Eddy, Erwin, Everett, Fry, Glenn, Gilmore, Glover, Grubb, Harrington, Hick, Hodges, Janney, Kretsinger, Little of Fulton, Little of Will, Logan of Jackson, Mann, Marshall, Martin, Miller, Morris, Morton, O'Conner, Omelveny, Peirson, Randolph, Remann, Robb, Robeson of Woodford, Ruddell, Stark, Sherman, Shumway, Skinner, Slocumb, Stookey, Tappan, Thomas of Bureau, Thomas of Morgan, Wallace, Wardlaw, Williams and Mr. Speaker.—53.

Those who voted in the negative, are,

Messrs. Aiken, Austin, Bailey of Brown, Bailey of Fulton, Boyakin, Campbell, Casey, Cockle, Creel, Cross, Cummings, Cunningham, Curtis, Davis, Dawson, Diarman, Eads, Enloe, Funkhouser, Griffith, Hansford, Harpole, Hart, Hayes, Higgins, Huffman, Johnston, Kinney, Linder, Lukins, McConnel, McDowell, McLain, Miner, Ozburn, Prevo, Reynolds, Starkweather, Sims, Smith, Stickney, Stokes, Swing, Tucker, Watson, Williamson and Wynne.—47.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

On motion of Mr. Eads,

A Senate bill for "An act to amend an act, entitled 'An act to authorize George W. Jones to establish a ferry from Jordan's ferry to Du Buque,'" was taken from the orders, read by the title, and

*Ordered* to a second reading.

On his further motion,

The rule was dispensed with, and the bill read a second time by the title, and

*Ordered* to a third reading.

On motion of Mr. Linder,

The rule was further dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. Little of Fulton, from the committee on Engrossed and Enrolled Bills, reported as correctly engrossed, a bill for "An act making appropriations for the pay of officers and privates under the command of General J. J. Hardin and Major W. B. Warren, during the years 1845 and 1846."

On motion of Mr. Thomas of Morgan,

The bill just reported as correctly engrossed was taken from the orders, by yeas and nays, on the demand of Messrs. Boyakin and Martin, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Barber, Blakeman, Bragg, Buckley, Campbell, Caswell, Chapman, Constant, Dana, Erwin, Glenn, Gilmore, Grubb, Hansford, Harpole, Hart, Hayes, Hick, Higgins, Janney, Kinney, Kretsinger, Linder, Little of Fulton, Little of Will, Logan of Jackson, McConnel, McLain, Martin, Miller, Miner, Morris, Morrison of Hancock, Morton, Peirson, Randolph, Remann, Reynolds, Robb, Ruddie, Stark, Suckney, Thomas of Morgan, Wallace, Wardlaw, Watson, White, Williams, Wynne and Mr. Speaker.—54.

Those who voted in the negative, are,

Messrs. Aiken, Bailey of Rock Island, Boyakin, Casey, Creel, Cross, Cummings, Cunningham, Curts, Davis, Dawson, D'Wolf, Diarman, Eads, Everett, Fry, Funkhouser, Glover, Griffith, Harrington, Huffman, Johnston, Lukins, Mann, Marshall, Omelveny, Ozburn, Prevo, Starkweather, Shumway, Sims, Skinner, Slocumb, Smith, Stokes, Stookey, Swing, Thomas of Bureau, Tucker and Williamson.—40.

The bill was read the third time.

Mr. Reynold moved to refer the bill to the committee on Finance, with instructions to inquire into the correctness of the charges made against the State; and, if the same are found unreasonable, to scale the same down, and report a bill making a reasonable allowance, and no more.

Mr. Bailey of Brown, moved to amend the proposed instructions, by adding the following:

"The committee are hereby instructed to allow pay to the officers, according to the number of men they commanded in service, agreeably to the rules of service in the United States army, to wit: For forty-six men, rank and file, a captain's command, and for a higher number of men, in the same proportion."

Mr. Logan of Sangamon, moved to refer the bill, with the proposed instructions, to the committee on the Judiciary.

Mr. Thomas of Morgan, moved to lay the amendment proposed by Mr. Bailey of Brown, on the table; which was not agreed to, by yeas and nays, on the demand of Messrs. Bailey of Brown, and Stokes, as follows:

Those who voted in the affirmative, are,  
Messrs. Archer, Blakeman, Buckley, Caswell, Chapman, Cockle, Cummings, Grubb, Higgins, Janney, Logan of Sangamon, Morris, Morrison of Hancock, Robb, Robeson of Woodford, Ruddle, Stark, Slocumb, Tappan, Thomas of Morgan, Wardlaw, West, Williams and Mr. Speaker.—24.

Those who voted in the negative, are,  
Messrs. Aiken, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Boyakin, Bragg, Campbell, Casey, Constant, Creel, Cross, Cunningham, Curts, Davis, Dawson, Diarman, Eads, Enloe, Erwin, Everett, Fry, Funkhouser, Glenn, Glover, Griffith, Hansford, Harrington, Harpole, Hart, Hayes, Hick, Hodges, Huffman, Johnston, Kinney, Kretsinger, Linder, Little of Fulton, Little of Will, Logan of Jackson, Lukins, McDowell, McLain, Mann, Marshall, Martin, Miller, Miner, Morton, O'Conner, Omelveny, Ozburn, Peirson, Prevo, Reynolds, Stanley, Starkweather, Sherman, Shumway, Sims, Smith, Stickney, Stokes, Stookey, Swing, Thomas of Bureau, White, Williamson and Wynne.—70.

On motion of Mr. Logan of Sangamon,

The proposed amendment was amended, by adding the following:

"To ascertain and report how these troops and officers were called out by the Governor;

"Whether the officers were called out with the grades for which the bill allows pay;

"Whether the Governor was authorized to call the officers out with those grades without the requisite number of men;

"Whether, by law and the usages in relation to the militia, the officers are entitled to pay according to their grades, when they do not command the full complement of men; and to report the bill, with or without amendment, according to the result of their inquiries; and said committee be requested to report by two o'clock, on Tuesday next."

The question was then taken on the amendment, as amended, and decided in the affirmative.

The question was then taken on the motion to refer the bill to the committee on Finance, with the instructions, as amended, and decided in the affirmative.

The Speaker appointed Mr. Austin as a member of the committee on the Judiciary, in the place of Mr. Cockle, who declined serving.

On motion of Mr. Reynolds,

The rule was dispensed with, and leave given him to make a report from the committee on the Militia, to which was referred a Senate bill for "An act for the regulation and government of the militia of the State of Illinois;" when he reported said bill back, with sundry amendments.

Pending the reading of the amendments,

On motion of Mr. Thomas of Morgan,

The bill was re-committed to the committee on the Militia, with instructions to report an amendment, fixing the pay of the militia when in the service of the State.

Mr. Stookey introduced a bill for 'An act to amend an act, entitled 'An act to incorporate the St. Clair county Turnpike Road Company;,' which was twice read by the title, and

*Ordered* to be engrossed for a third reading.

Mr. Marshall, from the committee on Engrossed and Enrolled Bills, reported, as correctly engrossed, a bill for "An act to incorporate the Mississippi and Atlantic Rail Road Company."

A bill for "An act for the relief of Harmon T. Willson," coming up on its passage,

On motion of Mr. Robeson of Woodford,

The main question was ordered.

The question then recurring on the passage of the bill, it was decided in the affirmative, by yeas and nays, on the demand of Messrs. Reynolds and Stokes, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Buckley, Caswell, Chapman, Cockle, Constant, Cross, Cummings, D'Wolf, Eddy, Enloe, Everett, Gilmore, Glover, Grubb, Hart, Higgins, Janney, Kinney, Linder, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, McDowell, McLain, Mann, Martin, Miller, Miner, Morris, Morrison of Hancock, Morton, O'Conner, Omelveny, Peirson, Remann, Robb, Robeson of Woodford, Stark, Slocumb, Smith, Stickney, Swing, Tappan, Thomas of Bureau, Thomas of Morgan, Wardlaw, Watson, Williams and Mr. Speaker.—57.

Those who voted in the negative, are,

Messrs. Aiken, Boyakin, Bragg, Casey, Creel, Cunningham, Curts, Davis, Dawson, Diarman, Eads, Erwin, Funkhouser, Glenn, Griffith, Hansford, Harrington, Harpole, Hayes, Hick, Hodges, Huffman, Johnston, Lukins, Marshall, Ozburn, Prevost, Reynolds, Shumway, Sims, Stokes, Stockey, Tucker, Wallace, White and Williamson.—36.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

Mr. Marshall presented the claim of J. Hutchinson against the State, for the funeral expenses of the late Hon. William Rhodes, deceased; which, without reading, was,

On his motion,

Referred to the committee on Claims.

On motion of Mr. McDowell,

The rule was dispensed with, and leave given him to make a report from the committee on Finance, to which was referred a preamble and resolution, instructing the committee to report an amendment to the revenue law to enable the State to avail itself of the provisions of an act of Congress, relative to taxing lands sold by the General Government; when he reported a bill for "An act to increase the revenue of the State of Illinois;" which was read, and

*Ordered* to a second reading.

On his further motion,

The rule was again dispensed with, and the bill read the second time by the title, and

*Ordered* to be engrossed for a third reading.

On his further motion,

The rule was again dispensed with, and the bill read the third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

On motion,

The House adjourned until 10 o'clock, to-morrow morning.

### MONDAY, FEBRUARY 15, 1847.

House met pursuant to adjournment.

Prayer, by the Rev. Mr. Bailey.

On motion of Mr. Shumway,

The reading of the yesterday's journal was dispensed with.

Mr. Thomas of Morgan moved to suspend the orders of the day and take up House bills and Senate bills on their third reading; which was not agreed to.

Mr. Griffith presented letters from citizens of Clay county, on the subject of the improvement of the Little Wabash river, and also building a bridge across said stream; which, without reading, was,

On his motion,

Referred to the committee on State Roads.

Mr. Skinner presented sundry petitions for the repeal of all laws making any distinction on account of color; which, without reading, was,

On his motion,

Referred to the committee on the Judiciary.

Mr. Harrington, presented the remonstrance of R. Makepeace, against allowing A. T. Phillips the privilege of daming Fox river, also, affidavits on the same subject; which, without reading, were,

On his motion,

Referred to the committee on Agriculture and Manufactures.

A message from the Senate by Mr. Elwood, their Assistant Secretary:

*Mr. Speaker:* The Senate have passed a bill, entitled "An act relative to bridges in Kane county;"

In the passage of which they ask the concurrence of the House of Representatives.

The Senate have also concurred with the House of Representatives in the passage of a bill, entitled "An act to amend the practice act," as amended by the Senate, in which amendment I am directed to ask the concurrence of the House of Representatives.

Mr. Sherman presented the petition of L. D. Boone, Wm. Jones and others, of Chicago, asking that the lands, which lie west of the south and north branches of the Chicago river, may be set out of the city limits; which, without reading, was,

On his motion,

Referred to the committee on Banks and Corporations.

Mr. Blakeman presented the proceedings of a public meeting held at Edwardsville, in Madison county, relative to the construction of the Atlantic and Mississippi Rail road; which were read, and,

On his motion,

Laid on the table.



Mr. Logan of Jackson, from the committee on Public Grounds and Buildings, to which was referred a Senate bill for "An act making appropriations for the completion of the State House," reported the same back, without amendment, accompanied by a report on the subject, recommending the passage of the bill.

The report was read.

Mr. Reynolds moved to amend the bill, by striking out "twenty thousand," and inserting "ten thousand."

Mr. Cockle moved to re-commit the bill to the committee on Public Grounds and Buildings, with instructions to report a bill making an appropriation not to exceed five thousand dollars to defray the expense of thoroughly repairing the roof of the State House, putting up the steps, and doing such other work, as may be necessary to put the State House in such a condition as to preserve it.

On motion of Mr. Shumway,

The main question was ordered.

The question then recurred on the motion made by Mr. Reynolds, and was decided in the negative, by yeas and nays, on the demand of Messrs. Reynolds and Linder, as follows:

Those who voted in the affirmative, are,

Messrs. Aiken, Austin, Bailey of Brown, Bailey of Fulton, Boyakin, Cantrill, Cockle, Creel, Cunningham, Curts, Dawson, Diarman, Eads, Enloe, Funkhouser, Glenn, Griffith, Grubb, Harpole, Hart, Hayes, Higgins, Johnston, Kinney, Linder, Little of Fulton, Lnkins, Maun, Marshall, Miller, Morris, Morrison of Monroe, Omelveny, Prevo, Reynolds, Stanley, Seehorn, Smith, Stokes, Stookey, Thomas of Bureau, Watson, White and Williams.—44.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Rock Island, Barber, Blakeman, Boyle, Bragg, Brown, Buckley, Campbell, Caswell, Chapman, Constant, Cross, Cummings, Dana, Davis, D'Wolf, Eddy, Everett, Fry, Gilmore, Glover, Hansford, Harrington, Hick, Hodges, Huffman, Janney, Kretsinger, Little of Will, Logan of Jackson, Logan of Sangamon, McConnel, McDowell, McLain, Martin, Miner, Morrison of Hancock, Morton, O'Conner, Osburn, Randolph, Robb, Ruddle, Stark, Starkweather, Sherman, Shumway, Sims, Skinner, Slocumb, Swing, Tappan, Thomas of Morgan, Tucker, Wallace, Wardlaw, West, Williams, Wynne and Mr. Speaker.—61.

The bill was,

*Ordered* to a third reading.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and the bill read the third time by title.

The question being taken on the passage of the bill, it was decided in the affirmative, by yeas and nays, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Rock Island, Barber, Blakeman, Boyle, Bragg, Brown, Buckley, Campbell, Caswell, Chapman, Constant, Cross, Cummings, Dana, Davis, D'Wolf, Eddy, Erwin, Everett, Fry, Gilmore, Glover, Harrington, Hick, Hodges, Huffman, Janney, Kretsinger, Linder, Little of Will, Logan of Jackson, Logan of Sangamon, McConnel, Mc-

Dowell, McLain, Martin, Miner, Morrison of Hancock, Morton, O'Conner, Ozburn, Randolph, Robb, Ruddle, Stark, Starkweather, Sherman, Shumway, Sims, Skinner, Slocumb, Smith, Swing, Tappan, Thomas of Morgan, Tucker, Wallace, Wardlaw, West, Williams, Wynne and Mr. Speaker.—63.

Those who voted in the negative, are,

Messrs. Aiken, Austin, Bailey of Brown, Bailey of Fulton, Boyakin, Cantrill, Cockle, Creel, Cunningham, Curtis, Dawson, Diarman, Eads, Enloe, Funkhouser, Glenn, Griffith, Grubb, Hansford, Harpole, Hart, Hayes, Higgins, Johnston, Kinney, Little of Fulton, Lukins, Mann, Marshall, Miller, Morris, Morrison of Monroe, Omelveny, Prevo, Reynolds, Stanley, Seehorn, Stickney, Stokes, Stookey, Thomas of Bureau, Watson, White and Williamson.—44.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

On motion,

The House adjourned until half after two o'clock, P. M.

HALF PAST TWO O'CLOCK, P. M.

House met pursuant to adjournment.

On motion of Mr. Cunningham,

The rule was dispensed with, and leave given him to make a report from the select committee to which was referred a bill for "An act for the relief of John Hodges and William Clapp," when he reported the same back, without amendment, and recommended its passage; the bill was

*Ordered* to be engrossed for a third reading.

On motion of Mr. Cunningham,

The rule was again dispensed with, and the bill read the third time by title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

Mr. Reynolds moved to dispense with the rule to enable him to make a report from the committee on the Militia, which was not agreed to.

Mr. Linder moved a call of the House, which was not agreed to.

The resolutions relative to funding the State debt, and the imposition of a poll tax, submitted some time since by Mr. Hayes, coming up as a special order of the day for this afternoon,

Mr. Morris moved to lay said resolutions on the table, which was not agreed to.

On motion of Mr. Dawson,

The main question was ordered.

Mr. Morris called for a division of the question.

The question was then taken on the adoption of the first resolution, and decided in the affirmative.

The question was then taken on the adoption of the second resolution, and decided in the affirmative, by yeas and nays, on the demand of Messrs. Thomas of Morgan, and Reynolds, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Aiken, Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Boyakin, Boyle, Bragg, Creel, Cross, Cunningham, Curts, Davis, Diarman, Eddy, Enloe, Funkhouser, Griffith, Grubb, Hansford, Harpole, Hart, Hayes, Hick, Huffman, Kretsinger, Little of Will, Logan of Jackson, Logan of Sangamon, Lukins, McConnel, McLain, Marshall, Martin, Miller, Morrison of Monroe, Omelveny, Ozburn, Prevo, Randolph, Shumway, Stickney, Stokes, Swing, Tappan, Wallace, Watson, White, Williamson and Mr. Speaker.—52.

Those who voted in the negative, are,

Messrs. Blakeman, Brown, Buckley, Campbell, Caswell, Cockle, Constant, Cummings, Dawson, D'Wolf, Eads, Erwin, Everett, Glenn, Gilmore, Glover, Harrington, Janney, Johnston, Kinney, Linder, Little of Fulton, McDowell, Mann, Miner, Morris, Morton, O'Conner, Remann, Reynolds, Robb, Ruddle, Stanley, Stark, Seehorn, Sherman, Skinner, Slocumb, Smith, Stookey, Thomas of Bureau, Thomas of Morgan, Wardlaw, Williams and Wynne.—45.

The question was then taken on the adoption of the third resolution, and decided in the affirmative, by yeas and nays, on the demand of Messrs. Thomas of Morgan, and Reynolds, as follows:

Those who voted in the affirmative, are,

Messrs. Aiken, Austin, Bailey of Rock Island, Barber, Blakeman, Boyakin, Bragg, Buckley, Campbell, Caswell, Cockle, Creel, Cross, Cunningham, Davis, D'Wolf, Diarman, Enloe, Funkhouser, Griffith, Grubb, Hansford, Harrington, Harpole, Hart, Hayes, Hick, Hodges, Huffman, Janney, Kinney, Kretsinger, Linder, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, McConnel, McLain, Mann, Marshall, Martin, Miller, Morrison of Hancock, Morrison of Monroe, Morton, Ozburn, Prevo, Stanley, Stark, Starkweather, Seehorn, Sherman, Shumway, Skinner, Slocumb, Stickney, Stokes, Stookey, Tappan, Thomas of Bureau, Tucker, Wallace, Watson, West, White, Williamson, Wynne and Mr. Speaker.—69.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Brown, Bailey of Fulton, Boyle, Constant, Cummings, Curts, Dann, Dawson, Eads, Eddy, Erwin, Everett, Glenn, Gilmore, Johnston, Lukins, McDowell, Miner, Morris, O'Conner, Omelveny, Randolph, Remann, Reynolds, Robb, Ruddle, Smith, Swing, Thomas of Morgan, Wardlaw and Williams.—32.

A bill for "An act to amend the law in relation to courts," was read the third time.

Mr. Reynolds moved to lay said bill on the table, which was not agreed to, by yeas and nays, on the demand of Messrs. Boyakin, and Morrison of Hancock, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Boyakin, Boyle, Diarman, Enloe, Funkhouser, Glenn, Gilmore, Glover, Griffith, Hayes, Hick, Johnston, Little of Will, Logan of Jackson, Lukins, McLain, Mann, Marshall, Martin, Miller, Morris, Morrison of Monroe, O'Conner, Omelveny, Ozburn, Prevo, Reynolds, Stanley, Stickney, Wallace and White.—32.

Those who voted in the negative, are,

Messrs. Aiken, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Bragg, Brown, Caswell, Cockle, Creel, Cross, Cummings, Cunningham, Curts, Dana, Davis, Dawson, D'Wolf, Eads, Eddy, Erwin, Everett, Fry, Hansford, Harrington, Harpole, Hart, Hodges, Huffman, Janney, Kinney, Kretsinger, Linder, Little of Fulton, Logan of Sangamon, McConnel, McDowell, Morrison of Hancock, Morton, Randolph, Remann, Robb, Stark, Starkweather, Seehorn, Shumway, Skinner, Smith, Stokes, Stookey, Swing, Tappan, Thomas of Bureau, Thomas of Morgan, Wardlaw, Watson, West, Williams, Williamson and Mr. Speaker.—61.

The question was then taken on the passage of the bill, and decided in the affirmative.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

A bill for "An act supplemental to an act entitled 'An act authorizing the appointment of Commissioners in other States, approved March 6th, 1845,'" was read the third time and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and "A bill for an act to enable the administrator of John Haynes, late of Massac county, deceased, to join in certain conveyances," was read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

On motion of Mr. Cockle,

The rule was dispensed with, and a bill for "An act relative to limited partnerships," was read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

A bill for "An act to establish district courts, and to punish rioters and regulators," coming up for consideration,

On motion of Mr. Reynolds,

Said bill was laid on the table.

A bill for "An act to change the name of the county of Marquette, to organize the same, and to attach a portion of the county of Adams thereto, and to provide for the collection of the revenue therein, and for other purposes therein mentioned," coming up for consideration,

On motion of Mr. Morris,

The further consideration of said bill was postponed until Thursday next, at two o'clock, P. M., and made the special order of the day for that hour.

A bill for "An act to amend an act, entitled 'An act to incorporate the Aurora and Chicago Plank Road Company,'" was read the third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

A bill for "An act to prevent nuisances," was read the third time.

Mr. Williamson moved to lay said bill on the table, which was not agreed to.

On motion of Mr. Cunningham,

The main question was ordered.

The question was then taken on the passage of the bill, and decided in the negative, by yeas and nays, on the demand of Messrs. Williamson and Stokes, as follows:

Those who voted in the affirmative, are,

Messrs. Aiken, Barber, Boyakin, Boyle, Buckley, Campbell, Cross, Davis, Dawson, D'Wolf, Eads, Erwin, Funkhouser, Hansford, Huffman, Kretsinger, Logan of Jackson, McLain, Marshall, Martin, Miner, Morris, Randolph, Remann, Ruddle, Stanley, Stark, Skinner, Slocumb, Swing, Tappan, Thomas of Morgan, Wallace, Watson, Wynne and Mr. Speaker.—36.

Those who voted in the negative, are,

Messrs. Archer, Austin, Bailey of Fulton, Bailey of Rock Island, Blake-man, Brown, Caswell, Constant, Creel, Cummings, Cunningham, Curts, Dana, Diarman, Fry, Glenn, Gilmore, Glover, Griffith, Harrington, Harpole, Hart, Hayes, Hick, Higgins, Janney, Johnston, Little of Fulton, Little of Will, Logan of Sangamon, Lukins, McConnel, Mann, Miller, Morrison of Hancock, Morrison of Monroe, O'Conner, Omelveny, Ozburn, Prevo, Reynolds, Robb, Starkweather, Seehorn, Sherman, Shumway, Smith, Stickney, Stokes, Stookey, Thomas of Bureau, Wardlaw, West, White, Williams and Williamson.—56.

On motion of Mr. Reynolds,

The rule was dispensed with, and a bill for "An act to incorporate the Grand Lodge of Illinois of Ancient, Free and Accepted Masons," was read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

A bill for "An act to vacate a part of the town plat of Morris, in Grundy county," was read a third time and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

On motion of Mr. Archer,

The rule was dispensed with, and a bill for "An act for the relief of W. P. Bennett, collector of Clark county," was read the third time by the title and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

On motion of Mr. Wardlaw,

The rule was dispensed with, and a bill for "An act to amend an act of February 28, 1845, authorizing the county commissioners of Putnam and Bureau counties, to lease a ferry at Hennepin," was read the third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

On motion of Mr. Funkhouser,

The rule was dispensed with, and a bill for "An act to authorize the county commissioners' court of Effingham county to build a bridge across the Little Wabash river," was read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

On motion of Mr. Linder,

The rule was dispensed with, and a bill for "An act to construct a Rail Road from Alton in Madison county, to Springfield in Sangamon county," was read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

A message from the Senate, by Mr. McRoberts, a senator:

*Mr. Speaker*: I am directed to inform the House of Representatives, that the Senate have adopted the following resolution, proposing that our Senators in Congress be instructed, &c., to use their best exertions, with the Post office Department, at Washington city, for the making of the Post office at Springfield, in this State, a distributing Post office, &c.

In which the Senate ask the concurrence of the House of Representatives.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and the bill for "An act to incorporate the Mississippi and Atlantic Rail Road Company," was read the third time.

Mr. D'Wolf moved to amend the bill by adding the following additional sections, viz:]

"Said corporation shall pay the State of Illinois fifty cents for each and every passenger conveyed along the whole line of said road; and shall also pay to said State of Illinois, one-fifth of all moneys received by the said corporation as freight or charges for the transportation of goods, wares, and merchandize, and produce of all kinds transported upon the line of said road, destined to any point out of the limits of this State: *Provided, however*, the provisions of this section shall not extend to articles, goods, wares and merchandize, manufactured within, or produce raised within the limits of this State taken to the city of St. Louis, or to the city of Terre Haute, to be consumed there, or within twenty miles of either of said cities of St. Louis or Terre Haute.

"*Sec. —* The payments mentioned in the foregoing section shall be made quarterly to the Treasurer of the State of Illinois, who shall have power to examine the books of said corporation, and shall report to each session of the Legislature the financial condition of said road.

Mr. Linder moved to lay the proposed amendment on the table; and, on this motion, the yeas and nays were demanded by Messrs. D'Wolf and Reynolds.

On motion of Mr. Blakeman,

A call of the House was ordered, when it appeared that the following members were absent, viz:

Messrs. Aikin, Boyle, Everett, Robinson of Menard, Sherman and West.

On motion of Mr. Smith,

Further proceedings under the call were dispensed with.

The question was then taken on the motion made by Mr. Linder, to lay the proposed amendments on the table, and decided in the affirmative, by yeas and nays, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Rock Island, Barber, Blakeman, Boyle, Bragg, Cockle, Cross, Dawson, Eads, Funkhouser, Glenn, Gilmore, Glover, Griffith, Grubb, Harpole, Hick, Janney, Kinney, Linder, Little of Fulton, Little of Will, Logan of Jackson, McConnel, McDowell, Marshall, Miller, Morton, Prevo, Randolph, Remann, Reynolds, Robb, Stanley, Stark, Starkweather, Seehorn, Slocumb, Smith, Stickney, Stookey, Swing, Thomas of Bureau, Thomas of Morgan, Wallace, Wardlaw, Watson, Williamson, Wynne and Mr. Speaker.—51.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Boyakin, Brown, Buckley, Campbell, Caswell, Constant, Creel, Cummings, Curts, Dana, Davis, D'Wolf, Diarman, Enloe, Erwin, Hansford, Harrington, Hart, Hayes, Higgins, Hodges, Huffman, Johnston, Kretsinger, Logan of Sangamon, Lukins, McLain, Mann, Martin, Miner, Morris, Morrison of Monroe, O'Conner, Omelveny, Ozburn, Ruddle, Shumway, Stokes, Tappan, Tucker and White.—43.

On motion of Mr. Linder,

The bill was amended in the second section, by striking out the words "through Greenville and Vandalia."

Mr. D'Wolf moved a call of the House, which was not agreed to.

On motion of Mr. Starkweather,

The bill was further amended in the second section, by striking out the words, "and following as near as may be the line of the Great Cumberland road."

On motion of Mr. Linder,

The main question was ordered.

The question then recurring on the passage of the bill as amended, it was decided in the affirmative, by yeas and nays, on the demand of Messrs. D'Wolf and Creel, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Bragg, Cockle, Cross, Dawson, Eads, Funkhouser, Glenn, Gilmore, Glover, Griffith, Grubb, Harpole, Hick, Janney, Kinney, Linder, Little of Fulton, Little of Will, Logan of Jackson, McConnel, McDowell, McLain, Marshall, Miller, Morton, O'Conner, Prevo, Randolph, Remann, Reynolds, Stanley, Stark, Starkweather, Smith, Stickney, Stookey, Swing, Thomas of Bureau, Thomas of Morgan, Wallace, Watson, Williamson, Wynne and Mr. Speaker.—49.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Brown, Boyakin, Boyle, Brown, Buckley, Campbell, Caswell, Constant, Creel, Cummings, Curts, Dana, Davis, D'Wolf, Diarman, Enloe, Erwin, Everett, Fry, Hansford, Hart, Hayes, Higgins, Hodges, Huffman, Johnston, Kretsinger, Logan of Sangamon, Lukins, Mann, Martin, Miner, Morris, Morrison of Hancock, Morrison of Monroe, Omelveny, Ozburn, Robb, Ruddle, Seehorn, Shumway, Slocumb, Stokes, Tappan, Tucker and Wardlaw.—47.

On motion of Mr. Dawson,

The Senate resolution instructing our Senators, &c., to use their exertions to have the Post office at Springfield, in this State, made a distributing office, was taken up, read, and adopted.

*Ordered*, That the Clerk inform the Senate thereof.

A Senate bill for "An act to refund money paid by John Pearson into the State Treasury," was read the third time.

The question being on its passage, the yeas and nays were demanded by Messrs. McLain and Stokes.

Mr. Archer moved a call of the House, which was not agreed to.

The question was then taken on the passage of the bill, and decided in the negative, by yeas and nays, as follows:

Those who voted in the affirmative, are,

Messrs. Barber, Boyakin, Boyle, Bragg, Cockle, Creel, Davis, Eads, Enloe, Fry, Funkhouser, Grubb, Harrington, Harpole, Hart, Hayes, Hick, Janney, Johnston, Kinney, Linder, Little of Will, Logan of Jackson, Mann, Marshall, Martin, Miller, Morris, Morton, Omelveny, Ozburn, Prevo, Reynolds, Ruddle, Stanley, Starkweather, Sherman, Shumway, Slocumb, Swing, Thomas of Bureau, Williamson, Wynne and Mr. Speaker.—44.

Those who voted in the negative, are,

Messrs. Archer, Aikin, Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Blakeman, Brown, Buckley, Campbell, Constant, Cross, Curtis, Dana, Dawson, D'Wolf, Diarman, Erwin, Everett, Glens, Gilmore, Griffith, Hansford, Higgins, Huffman, Little of Fulton, Logan of Sangamon, McConnel, McLain, Miner, Morrison of Hancock, Morrison of Monroe, Randolph, Remann, Robb, Stark, Skianer, Smith, Stokes, Stookey, Tappan, Thomas of Morgan, Tucker, Wallace, Wardlaw and Watson.—46.

A Senate bill for "An act to pay the balance due canal contractors," was read the third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

On motion,

The House adjourned.

## TUESDAY, FEBRUARY 16, 1847.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Watson, a member.

On motion of Mr. Shumway,

The reading of the yesterday's journal was dispensed with.

Mr. Cunningham presented the petition of R. P. Hopper and others, citizens of Williamson county, praying that religious instruction may be given to the inmates of the Penitentiary; which, without reading, was,

On his motion,

Referred to the committee on the Penitentiary.

Mr. Glover presented the petition of sundry citizens of Bureau county, asking for the passage of an act to incorporate a company to construct a rail road from Rock Island to the terminus of the Illinois and Michigan canal; which, without reading, was,

On his motion,

Referred to the committee on Banks and Corporations.



On motion of Mr. Boyakin,

*Ordered,* That when the vote in this House is taken by yeas and nays on any question, or when a call of the House is pending, it shall not be in order for any member to stand or remain at the Clerk's desk.

Mr. Morris presented the petition of John B. Young and others, praying that a certain portion of Marquette county be attached to Brown county, and a certain other portion to Adams county; which, without reading, was,

On his motion,

Referred to the committee on Counties.

A message from the Senate by Moore, their Secretary:

*Mr. Speaker:* The Senate have concurred with the House of Representatives in the passage of bills, severally entitled

"An act to amend the several acts relating to public roads;"

"An act for the benefit of James Marion Nelson, a minor;"

"An act to incorporate the Hainesville Steam Mill company;"

"An act to legalize the acts of trustees of schools, in township 45 north, of range two east, in Winnebago county;"

"An act to legalize the deeds made by the county commissioners of Sangamon county, conveying the public square to the State;"

"An act to change the name of the town of Macedonia to Webster;"

"An act to establish a ferry across the Illinois river at La Salle;"

"An act making compensation to John Von Horn for services as a Topographical Engineer in making a sectional map of the State of Illinois;"

"An act for the benefit of the heirs of George Morris, deceased," late of Effingham county;"

"An act to authorize James Cartwright and company to build a dam across the Little Wabash river;"

"An act to authorize the county commissioners' court of Jo Daviess county to increase the rate of county tax in and for said county;"

"An act to establish an additional election precinct in Fayette county;"

"An act to legalize roads laid by order of the county commissioners' court of Lake county, from June first to the tenth day of September, 1845, inclusive;"

"An act to legalize the sale of lot 1 in block 5, and lots 2 and 3 in block 6, in Jerseyville;"

"An act to incorporate Jefferson Lodge, No. 7, of the Independent Order of Odd Fellows, of the town of Belleville;"

"An act to allow a school district therein named to build a school house;"

"An act to locate a State road from Bath, Mason county, to Waverly in Morgan county;" and

"An act to authorize the recorder of Warren county to change the numbers of lots therein named, in the town of Monmouth."

The Senate have also concurred with the House of Representatives in their amendment to the Senate's amendment to the bill of the House, entitled "An act to establish district courts in the State of Illinois."

The Senate have also laid on the table until the 4th of July next, the bill of the House, entitled "An act to repeal the fifteenth chapter of the Revised Statutes."

The Senate have concurred with the House of Representatives in the adoption of their several preambles and resolutions, in relation to the improvement of the navigation of the Great Wabash, and on the subject of rescinding the resolutions of Congress, retaining the Illinois school fund per centage.

The Senate have also concurred with the House of Representatives in the passage of bills, entitled

"An act for the relief of Isaac Demint;"

"An act to amend 'An act for the relief of the heirs of Tyler D. Hewitt, deceased,'" as amended.

In the amendment of the Senate to said bills, they direct me to ask the concurrence of the House of Representatives.

The Senate have passed bills, herewith presented for the concurrence of the House of Representatives, entitled

"An act to repeal part of 'An act concerning Territorial and other records of Illinois,' approved, February 28, 1845;"

"An act to amend an act entitled 'An act for the completion of the Illinois and Michigan canal and for the payment of the canal debt,' approved, February 21, 1843;"

"An act to authorize Benjamin W. Raymond, Joseph Tefft and Truman Gilbert to build a dam across Fox river, in Kane county," and

"An act for the relief of Michael Kennedy."

The Senate have also adopted the accompanying resolutions, in which they ask the concurrence of the House of Representatives, instructing our Senators, &c. in Congress to use their efforts to procure the passage of a law of Congress directing that a term of the Supreme Court of the United States be annually held west of the mountains, &c.

Mr. Reynolds, from the committee on the Militia, to which was re-committed a Senate bill for "An act for the regulation and government of the militia of the State of Illinois," with the amendments of said committee, reported the bill back, with sundry amendments; which were read and concurred in.

On motion of Mr. Constant,

The bill was amended in the 154th section, on page four, by striking out the three first lines, except the words "4th division," and inserting "the counties of Madison, St. Clair, Monroe, and Randolph, shall form the 4th division."

Also, in the same section, same page, by striking out the 12th and 13th lines, except the words, "9th division," and inserting "the counties of Tazewell, McLean, De Witt, Piatt, Macon, Logan, Menard, Mason, Woodford, and Sangamon, shall form the ninth division."

Mr. Huffman moved to amend the bill, by adding the following as a proviso:

"*Provided*, That all persons belonging to any religious denomination conscientiously opposed to bearing arms, and who, as a denomination, support their own poor, be and they are hereby exempted from militia duty in time of peace."

Mr. Tappan moved to lay the bill and proposed amendment on the table, and the question being taken, it was decided in the negative, by yeas and nays, on the demand of Messrs. Tappan and Blakeman, as follows:

Those who voted in the affirmative, are,

Messrs. Aiken, Austin, Bailey of Rock Island, Boyle, Bragg, Cockle, Cross, Dana, Dawson, Eads, Everett, Glover, Grubb, Harrington, Hayes, Higgins, Janney, Johnston, Little of Fulton, Logan of Jackson, Logan of Sangamon, Lukins, McConnel, Miner, Morris, Morrison of Hancock, Randolph, Robb, Robinson of Menard, Ruddle, Stanley, Skinner, Smith, Stickney, Tappan, Thomas of Morgan, Turner, Wallace, Wardlaw, Watson and Williams.—41.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Brown, Bailey of Fulton, Barber, Blake-man, Boyakin, Brown, Campbell, Caswell, Constant, Creel, Cummings, Cunningham, Curtis, Davis, D'Wolf, Diarman, Enloe, Erwin, Fry, Funkhouser, Glenn, Gilmore, Griffith, Hansford, Harpole, Hart, Hick, Hodges, Huffman, Kinney, Kretsinger, Linder, Little of Will, McDowell, McLain, Mann, Miller, Morrison of Monroe, Morton, Omelveny, Ozburn, Prevo, Remann, Reynolds, Stark-weather, Seehorn, Shumway, Sims, Slocumb, Stokes, Stookey, Swing, Thomas of Bureau, Tucker, White, Williamson, Wynne and Mr. Speaker.—59.

Mr. Linder moved to lay the amendment proposed by Mr. Huffman on the table; which was not agreed to, by yeas and nays, on the demand of Messrs. Huffman and Linder, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Barber, Blakeman, Boyakin, Bragg, Caswell, Constant, Creel, Cunningham, Curtis, Dana, Dawson, Diarman, Eads, Enloe, Erwin, Fry, Funkhouser, Glenn, Griffith, Grubb, Harpole, Hayes, Hick, Higgins, Kretsinger, Linder, McDowell, Mann, Miller, Morrison of Monroe, Morton, Omelveny, Ozburn, Reynolds, Ruddle, Seehorn, Shumway, Sims, Stokes, Stookey, Swing, Thomas of Bureau, Turner, Wallace, White, Williamson and Mr. Speaker.—49.

Those who voted in the negative, are,

Messrs. Archer, Aiken, Austin, Bailey of Rock Island, Boyle, Brown, Campbell, Cockle, Cross, Cummings, Davis, D'Wolf, Eddy, Everett, Gilmore, Glover, Harrington, Huffman, Janney, Johnston, Kinney, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, Lukins, McConnel, McLain, Marshall, Miner, Morris, Morrison of Hancock, Prevo, Randolph, Remann, Robb, Robinson of Menard, Stanley, Starkweather, Sherman, Skinner, Slocumb, Smith, Stickney, Tappan, Thomas of Morgan, Tucker, Wardlaw, Watson, Williams and Wynne.—51.

The question was then taken on the amendment proposed by Mr. Huffman, and decided in the affirmative.

On motion of Mr. Brown,

The bill was amended in the 36th section, by striking out, after the word "guardians," in the first line, the following words: "Whose taxable property amounts to the sum of one hundred dollars, or."

On motion of Mr. Dawson,

The bill was amended, in the 154th section, by adding "Marquette" after "Adams," in the fourth division.

On his further motion,

The bill was amended in the same section, so as to include "Marquette," in the first brigade, fifth division.

Mr. Linder moved to re-commit the bill to the committee on the Mill

tia, with instructions to report a bill for organizing the militia of this State in accordance with the plan recommended in the Governor's inaugural address.

On motion of Mr. Shumway,

The main question was ordered.

The question then recurring on ordering the bill to a third reading, it was decided in the affirmative.

Mr. McDowell, from the committee on Finance, to which was referred the petition of sundry inhabitants of Cook county, praying the passage of a law, exempting from taxation all vessels and steamboats running within the navigable waters of this State, reported the same back, and asked to be discharged from the further consideration of the subject.

The question was then taken on discharging the committee, and decided in the affirmative.

On motion of Mr. Thomas of Morgan,

The petition was laid on the table.

On motion of Mr. Linder,

*Ordered*, That after the petitions and reports from committees are disposed of for to day, the House shall take up Senate bills on their first reading; and the same shall be read a first and second time by the titles, without any special order of the House for that purpose.

Mr. Skinner, from the committee on Finance, to which were referred resolutions relative to the collection of certain debts due the State, reported a bill for "An act in relation to certain public debtors;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Reynolds,

The rule was dispensed with, and the bill read the second time by the title, and,

*Ordered* to be engrossed for a third reading.

Mr. Tucker, from the committee on State Roads, to which was referred the petition of Robert Keith of Keithburgh, Mercer county, praying the passage of a law authorizing him to keep a ferry across the Mississippi river at Keithburg, reported a bill for "An act to authorize Robert Keith to keep a ferry across the Mississippi river;" when,

On his motion,

The rule was dispensed with, and the bill read the first and second times by the title, and

*Ordered* to be engrossed for a third reading.

Mr. Thomas of Morgan, from the committee on the Judiciary, to which was referred a Senate bill for "An act to amend the ninety-first chapter of the Revised Laws entitled 'Right of Property,'" reported the same back without amendment, and recommended its passage; the bill was

*Ordered* to a third reading.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. Logan of Sangamon, from the committee on the Judiciary, to which was referred the petition of sundry citizens, legal voters of Athens pre-

cinct, in Sangamon county, relative to an additional justice of the peace and constable in said precinct, reported a bill for "An act to regulate the election of justice of the peace in the town of Athens."

On his motion,

The rule was dispensed with, and the bill read the first and second times by the title, and

*Ordered* to be engrossed for a third reading.

On his further motion,

The rule was again dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

Mr. Austin, from the committee on Internal Improvements, to which was referred a bill for "An act to authorize Andrew Gray to use a portion of the Peoria and Warsaw Rail road," reported the same back with an amendment, which was read and concurred in, and the bill, as amended,

*Ordered* to be engrossed for a third reading.

Mr. Morris, from the committee on the Judiciary, to which was referred a bill for "An act authorizing an additional justice of the peace in New Boston precinct in Mercer county," reported the same back without amendment, and recommended its passage.

*Ordered* to be engrossed for a third reading.

On motion of Mr. Morris,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

Mr. Hayes, from the committee on Education, to which was referred the petition of Richard Church and others of Gallatin county, for relief of township nine south, range seven east, in regard to their school section, reported the same back, and asked to be discharged from the further consideration of the same; when,

On motion of Mr. Eddy,

The petition was referred to the committee on Salines and Saline Lands.

Mr. Sherman, from the committee on Internal Improvements, to which was referred a bill for "An act supplemental to the act to incorporate the Sangamon and Morgan rail road company," reported the same back with an amendment, which was read and concurred in, and the bill, as amended,

*Ordered* to be engrossed for a third reading.

On motion of Mr. Sherman,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

Mr. Sherman, from the committee on Internal Improvements, to which was referred a bill for "An act to amend 'An act to incorporate the Galena and Chicago Union rail road company,' approved, January 16, 1836," and an act to amend the same, approved, March 4, 1837, reported the same back without amendment, and recommended its passage.

*Ordered* to be engrossed for a third reading.

On motion of Mr. Sherman,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

Mr. Bailey of Fulton, from the committee on Counties, to which was referred sundry petitions relative to a division of Gallatin county, reported a bill for "An act to divide the county of Gallatin, and to form out of the same, the county of Saline;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Hick,

The rule was dispensed with, and the bill read the second time by the title, and

*Ordered* to be engrossed for a third reading.

On motion of Mr. Linder,

The rule was again dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

Mr. Higgins, from the committee on Education, to which was referred a bill for "An act to legalize the sale of certain school lands therein named," reported the same back with a substitute, which was read and concurred in, and the bill, as amended,

*Ordered* to be engrossed for a third reading.

On motion of Mr. Huffman,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

Mr. Austin, from the committee on the Judiciary, to which was referred a bill for "An act to authorize the Protestant Episcopal Church of this State to raise a fund for the support of a Bishop and for other purposes," reported the same back with amendments, which were read and concurred in, and the bill, as amended,

*Ordered* to be engrossed for a third reading.

Mr. Dawson, from the committee on Internal Improvements, to which was referred a bill for "An act for the relief of Joseph Suppinger," reported the same back with an amendment, which was read and concurred in, and the bill, as amended,

*Ordered* to be engrossed for a third reading.

On motion of Mr. Dawson,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have passed bills, herewith presented for the concurrence of the House of Representatives, entitled

"An act to incorporate the Hainesville Academy in Lake county," and  
"An act to vacate the plat of the town of Winnebago, in the county of Winnebago."

The Senate have concurred with the House of Representatives in the passage of bills, entitled

"An act to vacate a part of the town plat of Morris, in Grundy county;"

"An act to incorporate the Grand Lodge of Illinois of Ancient Free and Accepted Masons;"

"An act to amend an act of February 28, 1845, authorizing the county commissioners of Putnam and Bureau counties to lease the ferry at Hennepin;"

"An act to enable the administrator of John Hynes, late of Massac county, deceased, to join in certain conveyances;"

"An act to amend an act, entitled 'An act to incorporate the Aurora and Chicago Plank Road Company,' approved March 3, 1845."

Mr. Hick, from the committee on Banks and Corporations, to which was referred so much of the Governor's Message as relates to State Banks, made a report.

On motion of Mr. Linder,

The reading of the report was dispensed with, laid on the table, and three thousand copies ordered to be printed.

Mr. Everett, from the committee on the Judiciary, to which was referred a bill for "An act to amend an act entitled 'An act to incorporate the Chicago and Rock River Plank Road Company,' approved January 1, 1845," reported the same back, without amendment, and recommended its passage.

*Ordered* to be engrossed for a third reading.

On motion of Mr. Everett,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

Mr. Thomas of Morgan, from the committee on the Judiciary, to which was referred a bill for "An act to vacate a part of the town plat of the eastern addition to the town of Macomb, also the entire town plat of the town of Sewardsville in the county of McDonough," reported the same back without amendment, and recommended its passage.

*Ordered* to be engrossed for a third reading.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

Mr. Blakeman, from the committee on Counties, to which were referred sundry petitions for and remonstrances against attaching a portion of the county of Kendall to the county of Grundy, reported the same back, and asked to be discharged from the further consideration of the subject.

The question being taken on discharging the committee, it was decided in the affirmative.

Mr. Little of Fulton, from the committee on Claims, to which were referred sundry claims for services rendered in the Hancock difficulties, in 1846, reported a bill for "An act making appropriations for the pay of the officers and privates in the expedition to Hancock county, in the fall of the year of 1846, under Governor Ford."

On motion of Mr. Little of Fulton,

The rule was dispensed with, and the bill read the first and second times by the title.

Mr. Little of Fulton, moved to refer said bill to the committee on Finance.

Mr. Shumway moved its reference to the committee on Retrenchment.

The question was taken on referring the bill to the committee on Finance, and decided in the affirmative.

Mr. Austin, from the committee on Internal Improvements, to which was referred a bill for "An act to amend an act entitled 'An act to incorporate the Liverpool, Canton and Knoxville Rail Road Company,'" reported the same back without amendment, and recommended its passage.

*Ordered* to be engrossed for a third reading.

On motion of Mr. Austin,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

Mr. Buckley, from the committee on Engrossed and Enrolled Bills, reported, as correctly enrolled, and laid before the Council of Revision, bills of the following titles, viz:

"An act to provide for vacating town plats;"

"An act to amend the seventh section of a law concerning revenue, approved March 3d, 1845;"

"An act for the relief of George Pasfield;"

"An act authorizing the county commissioners of Iroquois to borrow money for certain purposes;"

"An act to vacate certain public streets or alleys in Jones's addition to the town of Canton;"

"An act more explicitly defining the times of holding courts in the fourth judicial circuit;"

"An act for the benefit of the Canton election precinct in Fulton county;"

"An act declaring the town of Sterling the county seat of Whiteside county for a time, and under the conditions therein mentioned;"

"An act to amend the law in relation to marriages;"

"An act declaring a certain road therein named a State road;"

"An act in relation to the apportionment of the school fund in the county of Ogle;"

"An act in relation to tenants in common;"

"An act to provide for the sale of a part of the Northern Cross Rail road;"

"An act supplemental to 'An act entitled 'An act to incorporate the town of Jacksonville, and for other purposes,' approved February 3, 1840;"

"An act to provide for an equitable distribution of the school fund of Effingham and Clay counties;"

"An act for the relief of Levi W. Riley;"

"An act to protect the interests of orphans and minors, and for other purposes;"

"An act in relation to the records of Kendall county;"

"An act in relation to the records of Peoria county," and

"An act to authorize Silas Beebe to establish a ferry across the Mississippi river."



Mr. Cross, from the committee on Banks and Corporations, to which was referred a bill for "An act to improve the rapids in Rock river, at Sterling, Whiteside county, and to incorporate the Sterling Hydraulic and Manufacturing Company," reported the same back, without amendment, and recommended its passage.

*Ordered* to be engrossed for a third reading.

On motion of Mr. Cross,

The rule was dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

Mr. Little of Fulton, from the committee on Enrolled and Engrossed Bills, reported, as correctly enrolled, and laid before the Council of Revision, bills of the following titles, viz:

"An act to incorporate the Oregon Bridge Company;"

"An act to establish a State road from Springfield to Alton;"

"An act to incorporate the Griggsville cemetery;"

"An act to incorporating the town of Marion;"

"An act making appropriations for purposes therein specified;"

"An act concerning certain townships therein named in Cass county;"

"An act to incorporate the Kankakee and Iroquois Navigation and Manufacturing Company;"

"An act in relation to a public road therein named;"

"An act to establish a State road from Jacksonville to Alton;"

"An act to locate a State road from Knoxville in Knox county, to Macomb in McDonough county;"

"An act for the relief of David Bloom;"

"An act to vacate a certain alley in the town of Rushville, in Schuyler county;"

"An act to legalize the survey of David Price's addition to the town of Russellville in Lawrence county, Illinois;"

"An act to re-locate a certain street therein named;"

"An act to establish a ferry therein named," and

"An act to vacate the town plat of Delavan in the county of Fulton."

Mr. Skinner, from the committee on Finance, to which was referred a bill for "An act to authorize the refunding of the State debt," reported the same back, without amendment, and recommended its passage.

Mr. Thomas of Morgan moved to indefinitely postpone the further consideration of said bill. Pending which,

On motion,

The House adjourned, until 2 o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

A Senate bill for "An act to build a bridge across the Des Plaines river in the town of Joliet," was read the first and second times by the title, and,

On motion of Mr. Little of Will,

Referred to the committee on Canal and Canal Lands.

A Senate bill for "An act to incorporate the Bloomington Cemetery Association," was read the first and second times by the title, and

*Ordered* to a third reading.

A Senate bill for "An act to amend chapter forty-eight of the Revised Statutes, entitled 'Habeas corpus,'" was read the first and second times by the title, and,

On motion of Mr. Morris,

Referred to the committee on the Judiciary.

A Senate bill for "An act to amend chapter ninety-three of the Revised Statutes, entitled 'Roads,'" was read the first and second times by the title, and,

On motion of Mr. Shumway,

Referred to the committee on State Roads.

A Senate bill for "An act to provide for forfeited recognizances," was read the first and second times by the title, and,

On motion of Mr. Morris,

Referred to the committee on the Judiciary.

The Senate resolution instructing our Senators and requesting our Representatives in Congress, to use their best exertions to procure a change in the post office laws, so as to exempt members of the Legislatures of the several States from fines and penalties for marking their names on papers and documents sent to their constituents, and also to allow them the franking privilege, was taken up.

Mr. Shumway moved to lay the resolution on the table, which was not agreed to.

Mr. Morris moved to amend the resolution, by striking out the latter clause relating to the franking privilege.

On motion of Mr. Linder,

The proposed amendment was laid on the table.

On motion of Mr. Shumway,

The main question was ordered.

The question was then taken on the adoption of the resolution, and decided in the negative.

Senate bill for "An act to exempt firemen in the city of Galena from serving as Jurors," was read the first and second times by the title, and

Ordered to a third reading.

Mr. Kretsinger moved to dispense with the rule to enable him to submit a resolution, which was not agreed to.

A Senate bill for "An act relative to the guardians of non-resident minor heirs," was read the first and second times by the title, and,

On motion of Mr. Thomas of Morgan,

Referred to the committee on the Judiciary.

A Senate bill for "An act to amend chapter sixteen of the Revised Statutes of this State," was read the first and second times by the title, and,

On motion of Mr. Thomas of Morgan,

Referred to the committee on the Judiciary.

A Senate bill for "An act to amend the 7th section of the 89th chapter of the Revised Statutes," was read the first and second times by the title, and,

On motion of Mr. Shumway,

Referred to the committee on the Judiciary.

A Senate bill for "An act to incorporate the Cave-in-Rock Mining Company," was read the first and second times by the title, and,

On motion of Mr. Thomas of Morgan,

Referred to the committee on Banks and Corporations.

A Senate bill for "An act to lay out a State road in the counties of Du Page and Kane," was read the first and second times by the title, and,

On motion of Mr. Shumway,

Referred to the committee on State Roads.

A Senate bill for "An act for fixing the standard weight of coal," was read the first and second times by the title, and

*Ordered* to a third reading.

On motion of Mr. Little of Fulton,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

A Senate bill for "An act to improve the roads in the Illinois bottom," was read the first and second times by the title, and,

On motion of Mr. Miner,

Referred to the committee on State Roads.

A Senate bill for "An act to legalize a certain conveyance therein named," was read the first and second times by the title, and,

On motion of Mr. Thomas of Morgan,

Referred to the committee on the Judiciary.

A Senate bill for "An act to amend an act entitled 'An act to authorize the supervisors of the village of Cahokia to lease part of the commons appertaining to said village,' approved February 17, 1841," was read the first and second times by the title, and

*Ordered* to a third reading.

On motion of Mr. Shumway,

The rule was dispensed with, and the bill read the third time, and

On motion of Mr. Reynolds,

Referred to the committee on Education.

A Senate bill for "An act to authorize the trustees of the Pittsfield Academy, in Pike county, Illinois, to sell said academy and a lot of land," was read the first and second times by the title, and

*Ordered* to a third reading.

A Senate bill for "An act to vacate the town plat of the town of Bainbridge," was read the first and second times by the title, and

*Ordered* to a third reading.

A Senate bill for "An act to vacate the town plat of the town of Kickapoo Mills, in the county of Peoria," was read the first and second times by the title, and,

On motion of Mr. Archer,

Referred to a select committee.

*Ordered*, That Messrs. Archer, Cockle and Austin, be that committee.

A Senate bill for "An act for the relief of Margaret and Sidney Hanson," was read the first and second times by the title, and,

On motion of Mr. Linder,

Referred to the committee on the Judiciary.

A Senate bill for "An act to enlarge Hardin county," was read the first and second times by the title, and

*Ordered* to a third reading.

On motion of Mr. Eddy,

The rule was dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

A bill for "An act to amend an act entitled 'An act to establish a ferry across the Illinois river in Grundy county,'" was read the first and second times by the title, and

*Ordered* to a third reading.

On motion of Mr. Glover,

The rule was dispensed with, and the bill read a third time, and passed.

*Ordered* That the title be as aforesaid, and that the Clerk inform the Senate thereof.

The Senate resolution relative to the distribution of documents ordered to be printed by either branch of the Legislature, was read, and,

On motion of Mr. Dawson,

Laid on the table.

*Ordered*, That the Clerk inform the Senate thereof.

The Senate resolutions instructing our Senators, &c. to use their exertions in extending the laws of the United States, and providing for the organization over and in the territory of Oregon, &c. were read.

Mr. Linder moved to lay the resolutions on the table, which was not agreed to.

On motion of Mr. Johnston,

The main question was ordered.

The question was then taken on concurring with the Senate in the adoption of said resolutions, and decided in the affirmative.

*Ordered*, That the Clerk inform the Senate thereof.

A Senate bill for "An act to incorporate the Illinois Transporting Company," was read the first and second times by the title, and,

On motion of Mr. Thomas of Morgan,

Referred to the committee on Internal Improvements.

A Senate bill for "An act to incorporate the Cedar Bluff Cemetery Association at Rockford, in Winnebago county," was read the first and second times by the title, and

*Ordered* to a third reading.

On motion of Mr. Cross,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

A bill for "An act to levee and make certain improvements in the Wabash river, was read the first and second times by the title, and

*Ordered* to a third reading.

On motion of Mr. Wynne,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that Clerk inform the Senate thereof.

A Senate bill for "An act to incorporate the Peoria Lodge, No. 15, of Free and Accepted Masons," was read the first and second times by the title, and

*Ordered* to a third reading.

On motion of Mr. Cockle,

The rule was dispensed with, and the bill read the third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

A Senate bill for "An act to incorporate the Will county Literary and Historical Society," was read the first and second times by the title, and

On motion of Mr. Little of Will,

Referred to the committee on Banks and Corporations.

Mr. Buckley, from the committee on Engrossed and Enrolled Bills, reported, as correctly engrossed, bills of the following titles, viz:

"An act to incorporate the Rock Island and Peru Rail Road Company;"

"An act to provide for collection of the revenue in Washington county, for the year, A. D. 1844;"

"An act concerning a portion of the Northern Cross Rail Road;"

"An act to erect the city of Quincy into a common school district;"

"An act in relation to revenue;"

"An act in relation to turnpike gates, toll bridges and ferries;"

"An act to remit certain taxes assessed for State revenue of 1839, upon lots and blocks in Nathaniel Pope and others' addition to Alton;"

"An act to repeal the charter of the town of Vandalia;"

"An act to incorporate the Canton Library Association;"

"An act to vacate town plats;"

"An act to amend 'An act to incorporate the Saint Clair County Turnpike Road Company,' and

"An act in relation to that part of township thirty-nine (39,) north of range fourteen east of the third principal meridian, in relation to schools."

A Senate bill for "An act for the relief of the heirs of John Dickey and others," was read the first and second times by the title, and

*Ordered* to a third reading.

On motion of Mr. Logan of Sangamon,

The rule was dispensed with, and the bill read the third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

The Senate resolution relative to funding the State debt, and the imposition of a poll tax, were read; when,

On motion of Mr. Dawson.

Said resolutions were laid on the table.

A Senate bill for "An act to amend an act entitled 'An act to incorporate the Rock River Dam and Bridge Company,' " was read the first and second times by the title, and,

On motion of Mr. Dana,

Referred to the committee on State Roads.

A Senate bill for "An act for the relief of Isaac Lodowsky," was read the first and second times by the title, and

*Ordered* to a third reading.

On motion of Mr. Huffman,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

A Senate bill for "An act to limit the jurisdiction of Justices of the Peace," was read the first and second times by the title, and,

On motion of Mr. Boyakin,

Referred to the committee on the Judiciary.

A Senate bill for "An act to locate certain streets in the town of Rockford, on the west side of Rock river," was read the first and second times by the title, and

*Ordered* to a third reading.

A Senate bill for "An act to amend an act, approved February 28, 1829, entitled 'An act to provide for the dedication of town lots in towns situated on Canal lands to public purposes,'" was read the first and second times by the title, and

*Ordered* to a third reading.

On motion of Mr. O'Conner,

The rule was dispensed with, and the bill read the third time.

Mr. Thomas of Morgan moved to refer said bill to the committee on the Judiciary.

On motion of Mr. O'Conner,

The motion of reference was laid on the table.

The question was then taken on the passage of the bill, and decided in the affirmative, by yeas and nays, on the demand of Messrs. Linder and Sims, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Aikin, Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Brown, Buckley, Campbell, Cockle, Constant, Creel, Cross, Cummings, Curts, Davis, D'Wolf, Diarman, Eads, Eddy, Enloe, Erwin, Everett, Fry, Funkhouser, Glenn, Gilmore, Glover, Grubb, Hansford, Harrington, Hayes, Hick, Higgins, Hodges, Huffman, Johnston, Kinney, Linder, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, McConnell, McDowell, Mann, Miller, Miner, Morris, Morton, O'Conner, Randolph, Remann, Reynolds, Robb, Robinson of Menard, Stanley, Stark, Sherman, Shumway, Skinner, Slocumb, Smith, Stickney, Swing, Tappan, Thomas of Bureau, Tucker, Wardlaw, Watson, White, Williams, Williamson, Wynne and Mr. Speaker.—74.

Those who voted in the negative, are,

Messrs. Boyakin, Bragg, Caswell, Cunningham, Dawson, Hart, Kretzinger, Lukins, McLain, Morrison of Monroe, Omelveny, Osburn, Prevo, Ruddle, Seehorn, Sims, Stokes, Stookey, Thomas of Morgan, and Turner.—20.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

On motion of Mr. Eddy,

The rule was dispensed with, and leave given him to make a report from the select committee to which was referred a bill for "An act changing the times of holding the Circuit Courts in the third Judicial Circuit,"

when he reported the same back, without amendment, and recommended its passage.

On motion of Mr. Johnston,

Said bill was laid on the table.

On motion,

The House adjourned until 10 o'clock, to-morrow morning.

WEDNESDAY, FEBRUARY 17, 1847.

House met pursuant to adjournment.

On motion of Mr. Little of Fulton,

The reading of yesterday's journal was dispensed with.

Mr. Little of Will, offered for adoption the following order, which was read:

*Ordered*, That the standing committees be called in the order in which they stand in the rules, for the purpose of making reports; and that the House continue this order of business until all the committees have been called.

On motion of Mr. Johnston,

The proposed order was amended, by adding the following:

"And that each committee be allowed to make but one report at a time, until all the committees have been called, and then proceed again in the like manner, until all reports have been received."

Mr. Thomas of Morgan, from the committee on the Judiciary, to which was referred a bill for "An act regulating costs in certain cases," reported the same back, without amendment, and recommended its passage.

*Ordered* to be engrossed for a third reading.

A bill for "An act to authorize the re-funding of the State debt," coming up for consideration,

The question recurring on the motion to indefinitely postpone the consideration of said bill, pending when the house adjourned on yesterday,

On motion of Mr. Reynolds,

The further consideration of the bill was postponed until two o'clock to-morrow, P. M., and made the special order for that hour.

Mr. Cross, from the committee on Finance, to which was referred sundry petitions and remonstrances for and against repealing the law in relation to taxation in the city of Alton, reported the same back, and asked to be discharged from the further consideration of the subject.

The question being taken on discharging the committee, it was decided in the affirmative.

On motion of Mr. Blakeman,

The petitions and remonstrances were referred to a select committee.

*Ordered*, That Messrs. Blakeman, Reynolds and Cummings, be said committee.

Mr. Starkweather, from the committee on Elections, to which was referred a bill for "An act to amend the seventh section of the thirty-seventh

chapter of the Revised Laws of 1845, in relation to elections," reported the same back, with amendments; which were read and concurred in; and

The bill, as amended,

*Ordered* to be engrossed for a third reading.

Mr. White, from the committee on Internal Improvements, to which was referred a resolution instructing them to inquire into the condition of the rail road from Springfield to the Illinois river, &c., reported the same back, and asked to be discharged from its further consideration.

The question being taken on discharging the committee, it was decided in the affirmative.

Mr. Huffman, from the committee on Education, to which was referred the petition of sundry citizens of a school district in Winnebago county, relative to taxing the property in said district to build a school house, reported the same back, and asked to be discharged from its further consideration.

The question was taken on discharging the committee, and decided in the affirmative.

On motion of Mr. Thomas of Morgan,

The petition was laid on the table.

Mr. Stickney, from the committee on Salines and Saline Lands, to which was referred a bill for "An act concerning the Muddy Saline Reservation, in Jackson county," reported the same back, without amendment, and recommended its passage.

*Ordered* to be engrossed for a third reading.

On motion of Mr. Logan of Jackson,

The rule was again dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

Mr. Wardlaw, from the committee on Public Accounts and Expenditures, to which was referred a bill for "An act to increase the price of clock pedlers' license, and for other purposes," reported the same back, without amendment, and recommended its rejection.

The question being taken on ordering the bill to be engrossed for a third reading, it was decided in the negative.

Mr. Little of Will, from the committee on Canals and Canal Lands, to which was referred a Senate bill for "An act to pay John and Thomas Lonergan an amount that is honestly due them," reported the same back, without amendment, and recommended its passage.

*Ordered* to a third reading.

On motion of Mr. Barber,

The rule was dispensed with, and the bill was read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. Sherman, from the committee on Manufactures and Agriculture, to which was referred a bill for "An act for the improvement of the breed of sheep," with sundry petitions on the same subject, reported the bill back, with an amendment; which was read.

Mr. Tucker moved to amend the amendment of the committee, by striking out "March," and inserting "June."



Mr. Sims moved to lay the bill and amendments on the table; and the question being taken, it was decided in the negative, by yeas and nays, on the demand of Messrs. Watson and Grubb, as follows:

Those who voted in the affirmative, are,

Messrs. Blakeman, Boyakin, Bragg, Cunningham, Davis, Diarman, Enloe, Glenn, Griffith, Grubb, Harpole, Hart, Hayes, Hick, Higgins, Janney, Johnston, Logan of Jackson, Marshall, Morris, Morrison of Monroe, Morton, Omelveny, Prevo, Ruddle, Seehorn, Shumway, Sims, Slocumb, Stickney, Stokes, White, Williamson and Mr. Speaker.—34.

Those who voted in the negative, are,

Messrs. Archer, Austin, Bailey of Fulton, Bailey of Rock Island, Barber, Brown, Campbell, Caswell, Cockle, Constant, Creel, Cross, Cummings, Curts, Dana, Dawson, D'Wolf, Eads, Eddy, Erwin, Everett, Funkhouser, Gilmore, Glover, Hansford, Harrington, Huffman, Kinney, Kretsinger, Little of Fulton, Little of Will, Lukins, McConnell, McDowell, McLain, Miller, Miner, Morrison of Hancock, O'Conner, Peirson, Randolph, Remann, Reynolds, Robb, Robinson of Menard, Stanley, Starkweather, Sherman, Skinner, Tappan, Thomas of Morgan, Tucker, Turner, Wardlaw, Watson, Williams, Wright and Wynne.—58.

The question was then taken on the amendment proposed by Mr. Tucker, and decided in the affirmative.

On motion of Mr. Marshall,

The amendment of the committee was further amended, by adding the following:

"And the County Commissioners' Court of any county shall have the power to reverse said order, at any time; and, when reversed, said law shall be inoperative in said county."

On motion of Mr. Sherman,

The main question was ordered.

The question was then taken on concurring with the committee in their amendment, as amended, and decided in the affirmative.

The question recurring on ordering the bill to be engrossed for a third reading, it was decided in the affirmative, by yeas and nays, on the demand of Messrs. Higgins and Harpole, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Brown, Campbell, Caswell, Cockle, Constant, Creel, Cross, Cummings, Curts, Dana, Dawson, D'Wolf, Eads, Eddy, Erwin, Everett, Gilmore, Glover, Hansford, Harrington, Huffman, Kinney, Kretsinger, Little of Fulton, Little of Will, Lukins, McConnell, McDowell, Miller, Miner, Morrison of Hancock, O'Conner, Peirson, Randolph, Reman, Reynolds, Robb, Robinson of Menard, Stanley, Starkweather, Sherman, Skinner, Swing, Tappan, Tucker, Turner, Wallace, Wardlaw, Watson, West, Williams, Wright and Wynne.—59.

Those who voted in the negative, are,

Messrs. Blakeman, Boyakin, Cantrill, Cunningham, Davis, Diarman, Enloe, Fry, Funkhouser, Glenn, Griffith, Harpole, Hart, Hayes, Hick, Higgins, Hodges, Janney, Johnston, Logan of Jackson, McLain, Marshall, Morris, Morrison of Monroe, Morton, Omelveny, Prevo, Seehorn, Shum-

way, Sims, Slocumb, Stickney, Stokes, White, Williamson and Mr. Speaker.—36.

Mr. Janney, from the committee on Claims, to which was referred the petition of John E. Slocumb, asking compensation for services rendered, and materials furnished on the lock at New-Haven, reported the same back, and asked to be discharged from the further consideration of the subject.

The question being taken on discharging the committee, it was decided in the affirmative.

On motion of Mr. Janney,

Leave was given to the petitioner to withdraw said petition.

Mr. Archer, from the committee on State Roads, to which was referred a bill for "An act to establish the Casey ferry across the Mississippi river," with the petition of Z. Casey on the same subject, made a report adverse to the prayer of the petition, and recommended the indefinite postponement of the bill.

The report was read; when,

On motion of Mr. Stickney,

The main question was ordered.

The question then recurring on ordering the bill to be engrossed for a third reading, it was decided in the negative, by yeas and nays, on the demand of Messrs. Cunningham and Johnston, as follows:

Those who voted in the affirmative, are,

Messrs. Aiken, Boyakin, Cunningham, Curts, Diarman, Erwin, Griffith, Janney, Johnston, Logan of Jackson, Marshall, Morrison of Hancock, Morrison of Monroe, Prevo, Remann, Reynolds, Stickney and White.—18.

Those who voted in the negative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Boyle, Bragg, Brown, Buckley, Campbell, Cantrill, Caswell, Chapman, Cockle, Constant, Creel, Cross, Cummings, Dana, Davis, Dawson, D'Wolf, Eads, Eddy, Enloe, Everett, Fry, Funkhouser, Glenn, Gilmore, Glover, Grubb, Hansford, Harrington, Harpole, Hart, Hayes, Hick, Higgins, Hodges, Huffman, Kinney, Kretsinger, Linder, Little of Fulton, Little of Will, Logan of Sangamon, Lukins, McConnell, McDowell, McLain, Miller, Miner, Morris, Morton, O'Conner, Omelveny, Peirson, Randolph, Robb, Robinson of Menard, Ruddle, Stanley, Stark, Starkweather, Seehorn, Sherman, Sims, Slocumb, Smith, Stokes, Tappan, Thomas of Morgan, Tucker, Turner, Wallace, Wardlaw, Watson, West, Williams, Williamson, Wright, Wynne and Mr. Speaker.—86.

Mr. Glover, from the committee on Counties, to which was referred a bill for "An act to re-locate and establish the county seat of Mercer county," reported the same back, without amendment, and recommended its passage.

*Ordered* to be engrossed for a third reading.

On motion of Mr. Glover,

The order of business was suspended, and leave given him to introduce a bill for "An act vacating a portion of the town plat of Woodburn, in the county of Macoupin;" which was read the first and second times by the title, and,

On motion of Mr. Tappan,

*Referred* to the committee on Counties.

Mr. Everett, from the committee on Banks and Corporations, to which was referred a bill for "An act to incorporate the town of Hainesville, and for other purposes," reported the same back, without amendment, and recommended its passage.

*Ordered* to be engrossed for a third reading.

On motion of Mr. Everett,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

Mr. D'Wolf, from the committee on the Militia, to which was referred the memorial of General J. G. Bryson and others, asking payment for goods, &c., furnished to volunteers, in accordance with the call of the Governor of the State, reported the same back, and asked to be discharged from the further consideration of the same.

The question being taken on discharging the committee, it was decided in the affirmative.

Mr. Thomas of Morgan, from the committee on the Judiciary, to which was referred a bill for "An act for the protection of timber," reported the same back, with an amendment; which was read.

On motion of Mr. Boyakin,

The bill and proposed amendment were laid on the table, by yeas and nays, on the demand of Messrs. Thomas of Morgan and Boyakin, as follows:

Those who voted in the affirmative, are,

Messrs. Aiken, Bailey of Brown, Bailey of Fulton, Boyakin, Boyle, Bragg, Buckley, Cantrill, Chapman, Creel, Cunningham, Curts, Davis, Dawson, Diarman, Erwin, Funkhouser, Griffith, Grubb, Harpole, Hart, Hayes, Hick, Higgins, Hodges, Huffman, Janney, Johnston, McDowell, Marshall, Morris, Morrison of Monroe, O'Conner, Omelveny, Ozburn, Prevost, Reynolds, Ruddle, Starkweather, Seehorn, Shumway, Slocumb, Stickney, Stokes, Tucker, Watson, White, Williamson, Wright and Wynne.  
—50.

Those who voted in the negative, are,

Messrs. Archer, Austin, Bailey of Rock Island, Barber, Blakeman, Brown, Campbell, Caswell, Constant, Cross, Cummings, Eads, Everett, Glenn, Gilmore, Glover, Hansford, Harrington, Kinney, Kretsinger, Little of Fulton, Logan of Jackson, Logan of Sangamon, Lukins, McConnel, Miner, Morrison of Hancock, Morton, Peirson, Randolph, Remann, Robb, Robinson of Menard, Stanley, Stark, Sherman, Sims, Skinner, Smith, Swing, Thomas of Morgan, Turner, Wallace, Wardlaw, West, Williams and Mr. Speaker.—47.

Mr. Harrington, from the committee on Finance, to which was referred a bill for "An act to repeal the eighth section of the interest law," reported the same back without amendment, and recommended its rejection.

On motion of Mr. Miner,

The bill was laid on the table, by yeas and nays, on the demand of Messrs. Hart and Starkweather, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Aiken, Austin, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Boyakin, Boyle, Bragg, Brown, Buckley, Campbell,

Chapman, Cockle, Constant, Creel, Cross, Cummings, Cunningham, Davis, Dawson, Eads, Erwin, Everett, Funkhouser, Glenn, Gilmore, Glover, Griffith, Grubb, Hansford, Harrington, Harpole, Hayes, Higgins, Hodges, Huffinan, Janney, Johnston, Kinney, Kretsinger, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, Lukins, McConnel, McDowell, McLain, Marshall, Miller, Miner, Morris, Morrison of Hancock, Morrison of Monroe, Morton, O'Conner, Omelveny, Ozburn, Peirson, Prevot, Randolph, Remann, Reynolds, Robb, Robinson of Menard, Ruddle, Stanley, Stark, Seehorn, Sherman, Shumway, Sims, Slocumb, Smith, Stickney, Stokes, Tappan, Thomas of Morgan, Tucker, Turner, Wallace, Wardlaw, Watson, West, Williams, Wright, Wynne and Mr. Speaker.—90.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Caswell, Curts, Diarman, Hart, Starkweather, Swing, White and Williamson.—9.

Mr. Starkweather, from the committee on Elections, to which was referred the petition of sundry citizens of Fayette county, relative to an additional election precinct in said county, reported the same back, and asked to be discharged from the further consideration of the subject.

The question was taken on discharging the committee, and decided in the affirmative.

Mr. Sherman, from the committee on Internal Improvements, to which was referred a bill for "An act to digest and settle the wharfing privileges in Chicago, and for other purposes," reported the same back without amendment, and recommended its passage.

*Ordered* to be engrossed for a third reading.

On motion of Mr. Sherman,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

Mr. Buckley, from the committee on Engrossed and Enrolled Bills, reported as correctly enrolled, and laid before the Council of Revision, bills entitled as follows, viz:

"An act to incorporate the German Catholic Benificent Brothers' Society of Adams County;"

"An act to legalize the acts of trustees of schools in township forty-five north, of range two east, in Winnebago county;"

"An act to authorize the recorder of Warren county to change the number of lots therein named in the town of Monmouth;"

"An act to authorize James Cartright and Company to build a dam across the Little Wabash river;"

"An act to legalize roads laid out by order of the County Commissioners' Court of Lake county, from June 1st to 10th of September, 1845;"

"An act to allow a school district therein named to levy a tax;"

"An act to vacate the plat of the town of Winnebago, in the county of Winnebago;"

"An act to legalize the deeds made by the County Commissioners of Sangamon county, conveying the public square to the State;"

"An act to amend the several acts relating to public roads;"

"An act to change the name of the town of Macedonia to Webster;"

"An act for the benefit of James Marion Nelson, a minor;"

"An act to authorize the County Commissioners' Court of Jo Daviess county to incorporate the rate of county tax in said county;"

"An act to establish an additional election precinct in Fayette county;"

"An act to vacate a part of the town plat of Morris, Grundy county;"

"An act making compensation to John Von Horn, for services as a Topographical Engineer, in making a sectional map of the State of Illinois;"

"An act to legalize the sale of lot one in block five, and lots two and three in block six, in Jerseyville;"

"An act to incorporate the Lawrenceville Æsculapian Medical Society;"

"An act to authorize Mary Ann Smart to sell certain lands;" and

"Act to amend an act of February 28th, A. D., 1845, authorizing the County Commissioners of Putnam and Bureau counties to lease ferry at Hennepin."

Mr. Johnston, from the committee on Education, to which was referred a bill for "An act to amend 'An act for the relief of James M. Jones, of Galatin county,' approved February 28, 1845," reported the same back, without amendment, and recommended its passage.

*Ordered* to be engrossed for a third reading.

On his motion,

The rule was dispensed with, and the bill read the third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

Mr. Little of Will, from the committee on Canal and Canal Lands, to which was referred a bill for "An act to amend an act, entitled 'An act to provide for dedication of lots in towns situated on canal lands to public purposes,'" reported the same back, with an amendment, as a substitute therefor; which was read.

Pending the concurrence of which,

On motion,

The House adjourned until two o'clock P. M.

TWO O'CLOCK, P. M.

House met, pursuant to adjournment.

On motion of Mr. Randolph,

The order of business was suspended, and a bill for "An act making appropriations for the pay and expenses of the Illinois militia, called into service during the years 1844 and '45," taken from the orders, read the second time by the title, and

*Ordered* to be engrossed for a third reading.

A bill for "An act to amend an act, entitled 'An act to provide for the dedication of lots in towns situated on canal lands to public purposes,'" coming up for consideration, and

The question recurring on the substitute reported therefor by the committee on Canal and Canal Lands, pending when the House adjourned at noon,

On motion of Mr. Dawson,

The main question was ordered.

The question was then taken on concurring with the committee in their substitute, and decided in the affirmative; and,

The bill, as amended,

*Ordered* to be engrossed for a third reading.

On motion of Mr. Skinner,

The rule was dispensed with, and the bill read a third time.

On motion of Mr. Dawson,

The main question was ordered.

The question was then taken on the passage of the bill, and decided in the affirmative.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

On motion of Mr. Morris,

The order of business was suspended, and leave given him to make a report from the select committee, to which was referred a Senate bill for "An act to provide for the call of a convention," and a House bill for "An act to call a convention to alter or amend the constitution of this State;" when he reported said bills back, and recommended the passage of the Senate bill, as amended by the committee.

On motion of Mr. Morris,

A call of the House was ordered.

When it appeared that the following members were absent:

Messrs. Brown, Campbell, Enlow, Linder and Martin.

Pending the call,

Mr. Morris, on leave, from the committee on the Judiciary, to which was referred a bill for "An act to provide for the payment of costs in criminal cases," reported said bill back, with a substitute therefor; which was read and concurred in.

Mr. Boyakin moved to dispense with further proceedings under the call; which was not agreed to.

On motion of Mr. Stickney,

The bill was amended, by inserting after the word "witnesses," the words "on behalf of the People."

On motion of Mr. Logan of Sangamon,

The bill was further amended, by adding the following, as an additional section:

"That in all cases of change of venue, the county from which the venue is changed shall be liable for all costs which are chargeable to any county."

The bill, as amended, was

*Ordered* to be engrossed for a third reading.

On his further motion,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

Mr. Thomas of Morgan, on leave, from the committee on the Judiciary, to which was referred a bill for "An act to authorize the levying and col-

lecting taxes for school purposes in the county of Iroquois, and for the sale of section sixteen, in township twenty-five north, of range eleven west," reported the same back, with an amendment; which was concurred in, and

The bill, as amended,

*Ordered* to be engrossed for a third reading.

On his motion,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

A message from the Senate, by Mr. Moore, their Secretary :

*Mr. Speaker*: The Senate have passed bills, herewith presented for the concurrence of the House of Representatives, entitled

"An act to amend the practice in courts of law;"

"An act to re-locate a part of the Darwin and Charleston turnpike road;"

"An act to authorize the payment of the salary of the Prosecuting Attorney of the Jo Daviess County Court;"

"An act to preserve the State arms;"

"An act relating to common schools, in Kane and De Kalb counties;"

"An act to allow the heirs of Charles Prentice, deceased, to redeem certain lots in Vandalia, Fayette county;" and

"An act to re-locate a certain State road in Crawford and Jasper counties."

The Senate have concurred with the House of Representatives in the passage of bills entitled

"An act for the relief of Albert Ellis;"

"An act for the relief of John Hodges and William Clapp;"

"An act to authorize the County Commissioners' Court of Effingham county to build a bridge across the Little Wabash river;"

"An act to change certain names therein mentioned;" and

"An act providing for holding a special term of court in the county of McHenry;"

The two latter bills having amendments appended by the Senate; in which they ask the concurrence of the House of Representatives.

Mr. Cross asked leave to make a report, from the committee on Banks and Corporations; which was not granted.

Mr. Buckley, from the committee on Engrossed and Enrolled Bills, reported, as correctly engrossed, a bill for "An act making appropriations for the pay and expenses of the Illinois militia, called into service during the years one thousand eight hundred and forty-four and five."

On motion of Mr. Morris,

Further proceedings under the call were dispensed with.

The House resumed the consideration of the amendments reported by the select committee to the Senate bill for "An act to provide for the call of a convention."

The amendments having been read,

Mr. Cunningham moved to lay the bill and amendments on the table; and the question being taken, it was decided in the negative, by yeas and nays, on the demand of Messrs. Morton and Morris, as follows:

Those who voted in the affirmative, are,

Messrs. Aiken, Boyakin, Boyle, Cantrill, Creel, Cunningham, Davis, Eddy, Enloe, Funkhouser, Griffith, Hart, Hayes, Hick, Higgins, Hodges, Janney, Johnston, Logan of Jackson, Lukins, Marshall, Morrison of Monroe, Omelveny, Ozburn, Prevo, Reynolds, Shumway, Stickney, Stokes, Stookey, Tappan, Thomas of Morgan White and Williamson.—34.

Those who voted in the negative, are,

Messrs. Archer, Austin, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Bragg, Buckley, Campbell, Chapman, Cockle, Constant, Cross, Cummings, Curtis, Dana, Dawson, D'Wolf, Diarman, Eads, Ela, Epperson, Erwin, Everett, Fry, Glenn, Gilmore, Glover, Grubb, Hansford, Harrington, Huffman, Kinney, Kretsinger, Linder, Little of Fulton, Little of Will, Logan of Sangamon, McConnel, McDowell, Miller, Miner, Morris, Morrison of Hancock, Morton, O'Conner, Peirson, Pickering, Randolph, Remann, Robb, Robinson of Menard, Ruddle, Stanley, Stark, Starkweather, Seehorn, Sherman, Sims, Skinner, Slocumb, Smith, Swing, Tucker, Turner, Wallace, Wardlaw, Watson, West, Williams, Wright and Mr. Speaker.—72.

Mr. Austin called for a division of the question, so as to take the vote on each amendment separately.

On motion of Mr. Dawson,

The first amendment was laid on the table.

Mr. Hart moved to lay the second amendment on the table; which was not agreed to.

The question was then taken on concurring with the committee in their second amendment, and decided in the affirmative.

Mr. Dawson moved to lay the balance of the amendments on the table; and the question being taken, it was decided in the affirmative, by yeas and nays, on the demand of Messrs. Boyakin and Reynolds, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Bragg, Buckley, Campbell, Caswell, Chapman, Cockle, Cross, Cunningham, Davis, Dawson, D'Wolf, Eads, Ela, Enloe, Epperson, Erwin, Everett, Fry, Glenn, Gilmore, Glover, Hansford, Harrington, Hart, Johnston, Kinney, Kretsinger, Little of Fulton, Logan of Jackson, Logan of Sangamon, McConnel, McDowell, Miller, Miner, Morrison of Hancock, O'Conner, Peirson, Randolph, Robb, Robinson of Menard, Ruddle, Stanley, Stark, Sherman, Skinner, Stokes, Swing, Wallace, Wardlaw, West, Williams, Williamson and Wright.—58.

Those who voted in the negative, are,

Messrs. Archer, Aiken, Blakeman, Boyakin, Cantrill, Constant, Creel, Cummings, Curtis, Dana, Diarman, Eddy, Funkhouser, Griffith, Grubb, Harpole, Hayes, Hick, Higgins, Huffman, Janney, Linder, Little of Will, Lukins, McLain, Marshall, Morris, Morrison of Monroe, Morton, Omelveny, Ozburn, Pickering, Prevo, Remann, Reynolds, Starkweather, Seehorn, Shumway, Sims, Slocumb, Smith, Stickney, Stookey, Tappan, Thomas of Morgan, Tucker, Turner, Watson, White, Wynne and Mr. Speaker.—53.

Mr. Barber moved a re-consideration of the vote just taken on the motion made by Mr. Dawson.

Mr. Kretsinger moved to lay the motion for re-consideration on the ta-



ble; and the question being taken, it was decided in the negative, by yeas and nays, on the demand of Messrs. Glover and Kretsinger, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Bragg, Buckley, Campbell, Caswell, Chapman, Curts, Dana, Dawson, Eads, Ela, Erwin, Everett, Fry, Glenn, Gilmore, Glover, Hansford, Harrington, Hart, Johnston, Kinney, Kretsinger, Little of Will, Logan of Sangamon, McConnel, Miller, Miner, Morton, Peirson, Randolph, Robb, Robinson of Menard, Ruddie, Stanley, Stark, Seehorn, Sherman, Skianer, Stickney, Tucker, Turner, Wardlaw, West, Williams, Williamson and Wright.—50.

Those who voted in the negative, are,

Messrs. Archer, Aiken, Barber, Blakeman, Boyakin, Boyle, Cantrill, Cockle, Constant, Creel, Cross, Cummings, Cunningham, Davis, D'Wolf, Diarman, Eddy, Enloe, Epperson, Funkhouser, Griffith, Grubb, Harpole, Hayes, Hick, Higgins, Hodges, Huffman, Janney, Little of Fulton, Logan of Jackson, Lukins, McDowell, McLain, Marshall, Morris, Morrison of Hancock, Morrison of Monroe, O'Conner, Omelveny, Ozburn, Pickering, Prevo, Remano, Reynolds, Starkweather, Shumway, Sims, Slocumb, Smith, Stokes, Stookey, Swing, Tappan, Thomas of Morgan, Wallace, Watson, White, Wynne and Mr. Speaker.—60.

The question was then taken on the motion for re-consideration, and decided in the affirmative.

Mr. Dawson modified his motion to lay on the table, so as to make it a motion to lay the third amendment on the table; and the question being taken on the motion, as modified, it was decided in the affirmative.

Mr. Johnston moved to lay the fourth amendment on the table; which was not agreed to.

The question was then taken on concurring in the fourth amendment, and decided in the affirmative.

On motion of Mr. Dawson,

The fifth and sixth amendments were laid on the table.

On motion of Mr. Slocumb,

The bill was amended, in the third section, by adding, after the word "Edwards," the words "and Wayne together."

On motion of Mr. Huffman,

The main question was ordered.

The question was then taken on ordering the bill, as amended, to a third reading, and decided in the affirmative.

On motion of Mr. Logan of Sangamon,

The rule was dispensed with, and the bill read the third time; when,

On motion of Mr. Everett,

The main question was ordered.

The question was then taken on the passage of the bill as amended, and decided in the affirmative, by yeas and nays, on the demand of Messrs. Boyakin and Cunningham, as follows:

Those who voted in the affirmative, are,

Messrs. Aiken, Austin, Bailey of Fulton, Barber, Bragg, Campbell, Chapman, Cockle, Constant, Cross, Curts, Dana, Dawson, D'Wolf, Eads, Ela, Epperson, Erwin, Everett, Fry, Glenn, Gilmore, Glover, Hansford,

Harrington, Huffman, Kinney, Kretsinger, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, McConnel, McDowell, Miller, Miner, Morris, Morrison of Hancock, Morton, O'Conner, Peirson, Randolph, Robb, Robinson of Menard, Ruddle, Stanley, Stark, Starkweather, Seehorn, Sherman, Skinner, Swing, Tucker, Turner, Wardlaw, Watson, West, Williams and Mr. Speaker.—59.

Those who voted in the negative, are,

Messrs. Archer, Blakeman, Boyakin, Boyle, Buckley, Cantrill, Creel, Cummings, Cunningham, Davis, Diarman, Eddy, Enloe, Funkhouser, Griffith, Grubb, Harpole, Hart, Hayes, Hick, Higgins, Hodges, Janney, Johnston, Lukins, Marshall, Morrison of Monroe, Omelveny, Ozburn, Pickering, Prevo, Remann, Reynolds, Shumway, Sims, Slocumb, Stickney, Stokes, Stookey, Tappan, Thomas of Morgan, Wallace, White, Williamson, Wright and Wynne.—46.

Mr. Linder asked to be excused from voting; which was agreed to.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in the amendments of the House.

Mr. Skinner moved a re-consideration of the vote just taken on the passage of the bill; when,

On motion of Mr. Kretsinger,

The main question was ordered.

The question was then taken on the motion for re-consideration, and decided in the negative, by yeas and nays, on the demand of Messrs. Reynolds and Linder, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Rock Island, Blakeman, Boyakin, Cantrill, Creel, Cummings, Cunningham, Diarman, Eddy, Funkhouser, Griffith, Grubb, Hart, Hayes, Hick, Higgins, Janney, Johnston, Lukins, Morrison of Monroe, Omelveny, Ozburn, Pickering, Prevo, Remann, Reynolds, Shumway, Sims, Slocumb, Smith, Stokes, Stookey, Wallace, White, Williamson, Wright and Wynne.—38.

Those who voted in the negative, are,

Messrs. Aiken, Austin, Bailey of Fulton, Barber, Boyle, Bragg, Campbell, Chapman, Cockle, Constant, Cross, Dawson, D'Wolf, Eads, Ela, Epperson, Erwin, Everett, Fry, Glenn, Gilmore, Glover, Hansford, Harrington, Huffman, Kinney, Kretsinger, Linder, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, McConnel, McDowell, McLain, Marshall, Miller, Morris, Morrison of Hancock, Morton, O'Conner, Peirson, Randolph, Robb, Robinson of Menard, Ruddle, Stanley, Stark, Starkweather, Seehorn, Sherman, Skinner, Stickney, Swing, Tappan, Tucker, Turner, Wardlaw, West, Williams and Mr. Speaker.—61.

On motion,

The House adjourned.

THURSDAY, FEBRUARY 18, 1847.

House met pursuant to adjournment.

On motion of Mr. White,

The reading of yesterday's journal was dispensed with.

On motion of Mr. Smith,

The rule was dispensed with, and the Senate amendment to a bill for "An act for the relief of Isaac Demint," taken from the orders of the days and concurred in.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Stickney,

The rule was dispensed with, and the Senate amendment to a bill for "An act to amend an act for the relief of the heirs of Tyler D. Hewett, dec'd," taken from the orders of the day, read and concurred in.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Logan of Jackson,

The rule was dispensed with, and leave given him to make a report from a select committee, to which was referred the petition of sundry citizens of Randolph and Jackson counties, relative to the formation of a new county out of parts of Randolph and Jackson counties, when he reported a bill for "An act to establish the county of Bradley;" which was read the first and second times by the title, and,

On motion of Mr. Omelveny,

Referred to the committee on Counties.

On motion of Mr. McDowell,

The rule was dispensed with, and a Senate bill for "An act to create the county of Douglass," taken from the orders; when,

On motion of Mr. Little of Fulton,

The bill was read a first and second times by the title, and,

On motion of Mr. McDowell,

Referred to the committee on Counties.

On motion of Mr. Swing,

The rule was dispensed with, and a bill for "An act for the removal of the seat of justice of Logan county," taken from the orders; and,

On his further motion,

The rule was again dispensed with, and the bill read the second time by the title.

Mr. Thomas of Morgan, moved to refer the bill to the committee on Counties.

On motion of Mr. Linder,

The main question was ordered.

The question was taken on ordering the bill to be engrossed for a third reading, and decided in the affirmative.

Mr. Linder moved to dispense with the rule, and read the bill the third time, which was not agreed to.

On motion of Mr. Archer,

The rule was dispensed with, and a Senate bill for "An act concerning the Penitentiary," taken from the orders, when,

On motion of Mr. Blakeman,

The rule was dispensed with, and the bill read a first time by the title, and

*Ordered* to a second reading.

On motion of Mr. Wynne,

The bill was read the second time by the title, and,

On motion of Mr. Hick,

Referred to the committee on the Penitentiary.

On motion of Mr. Stickney,

The order adopted on yesterday relative to the order of business, was amended by adding the following: "That after the standing committees have been called through once again, the select committees have to make one report each."

Mr. Sherman, from the committee on Agriculture and Manufactures, to which was referred a Senate bill for "An act to amend chapter one hundred and eight of the Revised Statutes," reported the same back, with a substitute therefor.

Mr. Stickney moved to amend the substitute in the first section by striking out the word "Indian Corn."

The question was taken on the proposed amendment, and decided in the negative, by yeas and nays, on the demand of Messrs. Stickney, and Morrison of Monroe, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Brown, Boyakin, Caswell, Creel, Cunningham, Diarman, Eddy, Funkhouser, Griffith, Grubb, Harpole, Hart, Hick, Higgins, Hodges, Johnston, Little of Fulton, Logan of Jackson, Marshall, Morrison of Monroe, Prevo, Reynolds, Starkweather, Seehorn, Shumway, Sims, Stickney, Stokes, Stookey, Wallace, White, Williamson and Wynne.—33.

Those who voted in the negative, are,

Messrs. Archer, Aiken, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Brown, Buckley, Campbell, Cantrill, Cockle, Cross, Cummings, Curts, Dana, Davis, Dawson, D'Wolf, Eads, Erwin, Everett, Glenn, Gilmore, Glover, Hansford, Harrington, Huffman, Kinney, Kretzinger, Little of Will, Logan of Sangamon, Lukins, McConnell, McLain, Miller, Miner, Morton, O'Conner, Omelveny, Peirson, Randolph, Remann, Robinson of Menard, Stanley, Sherman, Skinner, Thomas of Morgan, Tucker, Turner, Wardlaw, Watson, Williams, Wright and Mr. Speaker.—54.

The question was then taken on concurring with the committee in their substitute, and decided in the affirmative.

Mr. Cunningham moved to postpone indefinitely the further consideration of the bill; which was not agreed to.

The bill, as amended, was

*Ordered* to a third reading.

Mr. Brown moved to dispense with the rule, and read the bill the third time, which was not agreed to.

Mr. Logan of Jackson, from the committee on Public Grounds and Public Buildings, to which, was referred the petition of Archibald Job, relative to services rendered as State House Commissioner in 1837, reported the same back, and ask to be discharged from the further consideration of the subject.

The question being taken on discharging the committee, it was decided in the affirmative.

Mr. Archer, from the committee on State Roads, reported a bill for "An act to appoint a road commissioner in each county in the State;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Archer,

The rule was dispensed with, and the bill read the second time by the title, and

*Ordered* to be engrossed for a third reading.

Mr. Shumway, from the committee on Counties, to which was referred the bill for "An act to create the county of Oakland and for other purposes, together with petitions and remonstrances on the subject," reported the same back to the House, and recommended the rejection of the bill.

On the question, shall the bill be engrossed and read the third time?

It was decided in the negative.

Mr. Everett, from the committee on Banks and Corporations, to which was referred a certain petition from 110 inhabitants of the county of Cook, praying that they may not be included in the amended charter of the city of Chicago," reported the same back to the House, and asked to be discharged from the further consideration of the same; which was granted.

Mr. Sherman, from the joint committee on Change of Names, to which was referred a bill for "An act in relation to the change of names," reported the same without amendment, and recommended its passage.

*Ordered* to be engrossed for a third reading.

On his motion,

The rule was dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title of the bill be as aforesaid, and that the Clerk ask the concurrence of the Senate therein.

Mr. Thomas of Morgan, from the committee on the Judiciary, to which was referred the bill from the Senate, entitled "An act to vacate the town plat of the town of Belvidere in Boone county," reported the same back to the House, with a substitute for the original bill, which was read and concurred in.

The bill was then ordered to a third reading, as amended.

The rule was dispensed with, and the bill read a third time as amended, and passed.

On his further motion,

The title of said bill was amended, so as to read "An act to vacate a part of the town plat of Whitney's addition to the town of Belvidere, in Boone county."

*Ordered*, That the title of said bill be as amended, that the Clerk inform the Senat thereof, and ask their concurrence in the amendment of the House to said bill and the title to the same.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have passed bills, herewith presented for the concurrence of the House of Representatives, entitled

"An act granting the right of way to S. F. B. Morse and his associates, through this State, for his Electro Magnetic Telegraph;"

"An act to amend the eighty-ninth chapter of the Revised Laws, entitled 'Revenue;'"

"An act to amend the law in relation to hawkers and pedlers."

The Senate have concurred with the House of Representatives in the passage of bills, entitled

"An act to increase the revenue of the State of Illinois;" and

"An act relative to limited partnerships."

The Senate have laid on the table until the 25th of December next, a bill of the House, entitled

"An act to provide for the sale of the property of Idiots, Lunatics, and Insane persons."

They have also laid on the table until the 4th of July next, a bill of the House of Representatives, entitled

"An act to amend 'An act relative to Justices of the Peace and Constables,' approved March 3, 1845."

Mr. Skinner, from the committee on Finance, to which was referred a Senate bill for "An act to correct errors committed in the sale of State lands, and for the relief of certain persons therein named," together with a substitute reported from the committee on Finance, reported the same back with an amendment to the substitute; which was concurred in, and the bill as amended,

*Ordered* to a third reading.

On his motion,

The rule was dispensed with, and said bill read a third time, and passed.

*Ordered,* That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in the amendments.

Mr. Dawson, from the committee on Internal Improvements, to which was referred a bill for "An act to amend the act entitled Mills and Millers," reported the same back without amendment, and recommended its passage.

*Ordered* to be engrossed for a third reading.

On motion of Mr. Reynolds,

The rule was dispensed with, and said bill read the third time and passed.

*Ordered,* That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

Mr. Harrington, from the committee on Education, to which was referred the petition of E. E. Bush and others, praying for "An act to authorize the trustees of the Illinois and Michigan Canal, to exchange certain lots, reported a bill for 'An act for the benefit of Common Schools, in District No. 4, Town 36, Range 10 East, in Will county,'" which was read the first time by the title.

On motion of Mr. Little of Will,

The rule was dispensed with, and said bill read a second time by the title, and

*Ordered* to be engrossed for a third reading.

On motion of Mr. Miller,

The rule was dispensed with, and said bill read third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

Mr. Johnston, from the committee on Public Accounts and Expenditures, reported a bill for "An act making appropriations for the years one thousand eight hundred and forty-seven and forty-eight;" which was read, and

*Ordered* to a second reading.

On his motion,

The rule was dispensed with, and the said bill read a second time by the title.

Mr. Linder moved to amend the bill by striking out "three" and inserting "four," as the per diem allowance of members of the Legislature.

Mr. Boyakin moved to lay the motion to amend on the table; which was not agreed to.

The question recurring on the motion to strike out and insert, it was decided in the negative, by yeas and nays, on the demand of Messrs. Reynolds and Cunningham, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Rock Island, Boyle, Buckley, Cantrill, Chapman, Cockle, Cross, Dana, D'Wolf, Eads, Enloe, Everett, Glover, Grubb, Hansford, Harrington, Hodges, Kretsinger, Linder, Little of Will, Logan of Jackson, McLain, Morrison of Hancock, O'Conner, Peirson, Pickering, Ruddle, Stark, Sherman, Skinner, Wallace and Watson.—32.

Those who voted in the negative, are.

Messrs. Archer, Aiken, Austin, Bailey of Brown, Bailey of Fulton, Barber, Blakeman, Boyakin, Bragg, Brown, Campbell, Caswell, Creel, Cummings, Cunningham, Curts, Davis, Dawson, Diarman, Eddy, Erwin, Fry, Funkhouser, Glenn, Gilmore, Griffith, Harpole, Hayes, Hick, Higgins, Huffman, Janney, Johnston, Kinney, Little of Fulton, Logan of Sangamon, Lukins, McConnel, McDowell, Marshall, Miller, Miner, Morris, Morrison of Monroe, Morton, Ozburn, Prevo, Randolph, Remann, Reynolds, Robb, Robinson of Menard, Stanley, Starkweather, Seehorn, Shumway, Sims, Slocumb, Smith, Stickney, Stokes, Stookey, Swing, Tappan, Thomas of Morgan, Tucker, Turner, Wardlaw, White, Williams, Williamson, Wright, Wynne and Mr. Speaker.—74.

Mr. Linder moved to amend the bill by striking out "three" and inserting "three dollars and fifty cents;" which was decided in the negative, by yeas and nays, on the demand of Messrs. Stookey and Blakeman, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Fulton, Bailey of Rock Island, Boyle, Buckley, Cantrill, Chapman, Cockle, Cross, Davis, D'Wolf, Eads, Enloe, Everett, Funkhouser, Gilmore, Glover, Grubb, Hansford, Harrington, Harpole, Hart, Hayes, Higgins, Hodges, Huffman, Kretsinger, Linder, Little

of Fulton, Little of Will, Logan of Jackson, McLain, Morrison of Hancock, Morton, O'Conner, Omelveny, Peirson, Pickering, Randolph, Remann, Robinson of Menard, Ruddle, Stark, Sherman, Skinner, Tappan, Wallace, Watson, Williams and Wynne.—50.

Those who voted in the negative, are,

Messrs. Archer, Aiken, Bailey of Brown, Barber, Blakeman, Boyakin, Bragg, Brown, Campbell, Caswell Creel, Cummings, Cunningham, Curts, Dana, Dawson, Diarman, Eddy, Erwin, Fry, Glenn, Griffith, Hick, Janney, Johnston, Kinney, Logan of Sangamon, Lukins, McConnel, McDowell, Marshall, Miller, Miner, Morrison of Monroe, Ozburn, Prevo, Reynolds, Robb, Stanley, Starkweather, Seehorn, Shumway, Sims, Slocumb, Smith, Stickney, Stookey, Swing, Thomas of Morgan, Tucker, Turner, Wardlaw, Williamson, Wright and Mr. Speaker.—55.

Mr. Linder moved to amend the bill by striking out "three" and inserting "three dollars and forty cents," as per diem allowance of members of the legislature.

Pending the question,

On motion

The House adjourned, until two o'clock, P. M.

#### TWO O'CLOCK, P. M.

House met pursuant to adjournment.

The question pending when the House adjourned this forenoon, being on the motion of Mr. Linder, to strike out "three dollars," the compensation per diem to the members of the present General Assembly, and insert "three dollars and forty cents," was modified so as to make "three dollars and seventy-five cents."

On motion of Mr. Shumway,

A call of the House was ordered.

When it appeared that the following members were absent, viz: Messrs. Boyle, Bragg, Brown, Curts, Eddy, Enloe, Everett, Fry, Griffith, Hayes, Linder, Lukins, McLain, Morrison of Hancock, O'Conner, Pickering, Sherman, Swing, Tucker and Wallace.

Pending the call,

On motion of Mr. Thomas of Morgan,

The Senate bills at their third reading were taken up.

Bills from the Senate of the following titles were severally read the third time, and passed, viz:

"An act to vacate a part of the town plat of Savanna in the county of Carroll;"

"An act to relocate certain streets in the town of Rockford on the west side of Rock River;"

"An act to exempt firemen in the city of Galena from serving as Jurors;"

"An act to vacate the town plat of the town of Bainbridge."

"An act to authorize the Trustees of Pittsfield Academy in Pike county, Illinois, to sell said academy and lot of land;"



"An act to incorporate the Bloomingdale Cemetery Association," and  
"An act for the relief of Edward E. Tinney."

*Ordered*, That the titles of said bills be as aforesaid, and that the Clerk inform the Senate thereof.

The bill from the Senate entitled "An act to amend the twenty-fourth chapter of the Revised Laws, entitled conveyances," was read the third time, as amended, and passed.

*Ordered*, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence in the amendments of the House to the same.

On motion of Mr. Little of Fulton,

The bill from the Senate entitled "An act for the relief of the heirs of James B. Lovell, late of the county of Fulton, deceased," was taken up, the rules dispensed with, and read the first and second times by the title, and

*Ordered* to a third reading.

The bill was then read the third time, and

On motion of Mr. Logan of Sangamon,  
Referred to the committee on the Judiciary.

On motion of Mr. Linder,

Further proceedings under the call were dispensed with.

The question was then taken on the motion to strike out "three" and insert "three dollars and seventy five cents," as the per diem pay of members of the Legislature, and decided in the negative, by yeas and nays, on the demand of Messrs. Morrison of Monroe, and Erwin, as follows:

Those who voted in the affirmative, are,

Messrs. Boyle, Buckley, Cantrill, Chapman, Cockle, Dana, Davis, D'Wolf, Eads, Enloe, Gilmore, Glover, Grubb, Hansford, Harrington, Huffman, Kretsinger, Linder, Little of Will, McLain, Morrison of Hancock, O'Conner, Omelveny, Peirson, Pickering, Robinson of Menard, Rudde, Stark, Skinner, Wallace and Watson.—31.

Those who voted in the negative, are,

Messrs. Archer, Aiken, Austin, Bailey of Brown, Bailey of Rock Island, Barber, Blakeman, Boyakin, Bragg, Brown, Campbell, Caswell, Creel, Cummings, Cunningham, Curtis, Dawson, Diarman, Erwin, Fry, Funkhouser, Glenn, Griffith, Harpole, Hayes, Hick, Higgins, Janney, Johnston, Kinney, Little of Fulton, Logan of Jackson, Logan of Sangamon, McConnell, McDowell, Marshall, Miller, Miner, Morris, Morrison of Monroe, Morton, Ozburn, Prevo, Randolph, Remann, Reynolds, Robb, Stanley, Starkweather, Seehorn, Shumway, Sims, Slocumb, Smith, Stickney, Stokes, Stookey, Swing, Tappan, Thomas of Morgan, Tucker, Turner, Wardlaw, White, Williams, Williamson, Wright, Wynne and Mr. Speaker.—69.

On motion of Mr. Dana,

The vote on the proposed amendment striking out "three," and inserting "three dollars and fifty cents," the per diem pay to members of the General Assembly, was reconsidered.

The question then recurring on striking out and inserting, it was decided in the affirmative, by yeas and nays, on the demand of Messrs. Dawson and Erwin, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Rock Island, Barber, Boyle, Buckley, Cantrill, Chapman, Cockle, Cross, Dana, Davis, D'Wolf, Eads, Enloe, Everett, Funhouser, Gilmore, Glover, Grubb, Hansford, Harrington, Harpole, Hart, Hayes, Higgins, Hodges, Huffman, Kretsinger, Linder, Little of Fulton, Little of Will, Logan of Jackson, McLain, Morris, Morrison of Hancock, Morton, O'Conner, Omelveny, Peirson, Pickering, Randolph, Remann, Robinson of Menard, Ruddle, Stark, Sherman, Skinner, Tappan, Wallace, Watson, Williams, Wynne and Mr. Speaker.—53.

Those who voted in the negative, are,

Messrs. Archer, Aiken, Bailey of Brown, Blakeman, Boyakin, Bragg, Brown, Campbell, Caswell, Creel, Cummings, Cunningham, Curtis, Dawson, Diarman, Erwin, Fry, Glenn, Griffith, Hick, Janney, Johnston, Kinney, McConnel, McDowell, Marshall, Miller, Miner, Morrison of Monroe, Ozburn, Prevo, Reynolds, Robb, Stanley, Starkweather, Seehorn, Shumway, Sims, Slocumb, Smith, Stickney, Stokes, Stookey, Swing, Thomas of Morgan, Tucker, Turner, Wardlaw, White, Williamson and Wright.—51.

On motion of Mr. Thomas of Morgan,

The bill was amended by adding fifty cents to the per diem pay of the Secretary of the Senate and Clerk of the House of Representatives, so as to make their per diem allowance "four dollars and fifty cents," and by striking out "three dollars and fifty cents," and inserting "four dollars and fifty cents," as the per diem allowance of the Assistant Secretary and Assistant Clerk.

On motion of Mr. Dana,

The bill was amended by striking out "three dollars," and inserting "three dollars and fifty cents," as the per diem allowance of the Doorkeepers and Assistant Doorkeepers.

On motion of Mr. Cunningham,

The bill was amended by striking out "three," and inserting "three dollars and fifty cents," as the per diem pay of the Engrossing and Assistant Engrossing Clerks of both Houses for each day actually employed as such Clerks.

On motion of Mr. Stokes,

The bill was amended by striking out "two dollars and fifty cents," and inserting "three dollars and fifty cents," as the per diem pay of each copyist of the Journals of the Senate and House of Representatives.

On motion of Mr. Linder,

The bill was amended by striking out "three," and inserting "three dollars and fifty cents," for every twenty miles necessary travel of the members.

On motion of Mr. Morris,

The bill was amended by striking out "two," and inserting "two dollars and fifty cents," as the per diem allowance of the Clerk of the council of Revision.

On motion of Mr. Johnston,

The bill was amended by striking out "four dollars," and inserting "five dollars," as the per diem pay of the Speakers of the Senate and House

of Representatives, and also by striking out "three," and inserting "three dollars and fifty cents," for every twenty miles necessary travel.

Mr. Skinner moved to amend the fifth article of the second section by striking out all after the word "Treat" in the second line, and inserting the following, viz: "Thomas, Caton, Purple, Koerner, and Denning, each the sum of one thousand five hundred dollars per annum."

Mr. Shumway moved to lay the proposed amendment on the table; which was decided in the negative, by yeas and nays, on the demand of Messrs. Skinner and Shumway, as follows:

Those who voted in the affirmative, are,

Messrs. Aiken, Bailey of Brown, Blakeman, Boyakin, Bragg, Brown, Campbell, Cantrill, Creel, Cross, Cummings, Cunningham, Curts, Dawson, Diarman, Eads, Erwin, Fry, Glenn, Gilmore, Griffith, Hansford, Hart, Hodges, Janney, Johnston, Lukins, McConnell, Marshall, Miner, Morrison of Hancock, Morrison of Monroe, Prevo, Randolph, Robb, Shumway, Sims, Smith, Stickney, Stokes, Stookey, Swing, Tucker, White, Williams, Williamson and Wright.—47.

Those who voted in the negative, are,

Messrs. Archer, Austin, Bailey of Rock Island, Barber, Buckley, Caswell, Chapman, Cockle, Dana, D'Wolf, Enloe, Everett, Funkhouser, Glover, Grubb, Harrington, Harpole, Hayes, Hick, Higgins, Kinney, Kretsinger, Linder, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, McDowell, McLain, Miller, Morris, Morton, O'Conner, Omelveny, Ozburn, Peirson, Pickering, Remann, Reynolds, Robinson of Menard, Ruddle, Stanley, Stark, Starkweather, Seehorn, Sherman, Skinner, Slocumb, Tappan, Thomas of Morgan, Turner, Wallace, Watson, Wynne and Mr. Speaker.—55.

The question then recurred on the motion of Mr. Skinner, and was decided in the affirmative, by yeas and nays, on the demand of Messrs. Cunningham and Lukins, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Rock Island, Barber, Caswell, Chapman, Cockle, Dana, D'Wolf, Enloe, Everett, Funkhouser, Glover, Grubb, Harrington, Harpole, Hayes, Hick, Higgins, Kinney, Kretsinger, Linder, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, McDowell, McLain, Martin, Miller, Morris, Morton, O'Conner, Omelveny, Ozburn, Peirson, Pickering, Remann, Reynolds, Robinson of Menard, Ruddle, Stanley, Starkweather, Seehorn, Sherman, Skinner, Slocumb, Tappan, Thomas of Morgan, Turner, Wallace, Wynne and Mr. Speaker.—53.

Those who voted in the negative, are,

Messrs. Aiken, Bailey of Brown, Blakeman, Boyakin, Bragg, Brown, Buckley, Campbell, Cantrill, Creel, Cross, Cummings, Cunningham, Curts, Dawson, Diarman, Eads, Erwin, Glenn, Griffith, Hansford, Hart, Hodges, Janney, Johnston, Lukins, McConnel, Miner, Morrison of Hancock, Morrison of Monroe, Prevo, Randolph, Robb, Stark, Shumway, Sims, Smith, Stickney, Stokes, Stookey, Swing, Tucker Wardlaw, Watson, White, Williams, Williamson and Wright.—48.

Mr. Skinner moved to fill the blank in the seventh article of the second section by inserting "two hundred and fifty dollars per annum."

Mr. Stickney moved to fill said blank with the sum of "two hundred dollars per annum."

The question was then taken on the motion of Mr. Skinner, and decided in the affirmative.

Mr. Williamson moved to amend the fourth article of the second section, by striking out the words "two thousand," and inserting in lieu thereof "three thousand."

On motion of Mr. Robb,

The last proposed amendment was laid on the table.

Mr. Wallace moved to amend the bill by adding the following as an additional section, viz:

"To E. B. Washburn, former prosecuting attorney for the Jo Daviess County Court, two hundred dollars for the years 1845 and 1846."

Mr. Stokes moved to lay the proposed amendment on the table, which was not agreed to.

The question then recurring on the proposed amendment, it was adopted.

Mr. Erwin moved to amend the bill, by adding the following as an additional section, viz:

"SECTION . That there shall be levied and collected for the years 1847 and 1848, one mill on each dollar's worth of taxable property, in addition to the tax now levied for State purposes, to enable the Treasury Department to meet the necessary demands thereon, consequent upon the extraordinary appropriations made by the present General Assembly."

Pending the question on the adoption of the amendment,

On motion,

The House adjourned until nine o'clock to-morrow morning.

## FRIDAY, FEBRUARY 19, 1847.

House met pursuant to adjournment.

On motion,

The reading of the Journal was dispensed with.

Mr. Wright presented the petition of sundry citizens of the counties of Vermilion and Champaign, praying the formation of a new county therein named; which without reading, was,

On his motion,

Referred to the committee on Counties.

Mr. Tappan presented the petition of 279 citizens of Macoupin county, praying the formation of a new county from portions of Sangamon, Morgan and Macoupin counties; which, without reading, was,

On his motion,

Referred to the committee on Counties.

Mr. Morton presented the petition of 1191 citizens of Morgan county, praying a division of said county; also, the remonstrance of 925 citizens of said county against a division of the same; also a certified copy of 493 votes polled against, and 55 for the division of said county; which, without reading, were,

On his motion,

Referred to the committee on Counties.

Mr. Peirson presented the petition of 143 legal voters of McHenry county, asking the passage of a law allowing precincts to vote for or against the sale of ardent spirits, and licenses to be granted accordingly; which, without reading, was,

On his motion,

Referred to a select committee.

*Ordered*, That Messrs. Peirson, Erwin and Dawson, be said committee.

Mr. Erwin presented the petition of John B. Seely and others, on the subject of retailing spirituous liquors in Rushville, Illinois; which, without reading, was,

On his motion,

Referred to the same select committee to which was referred the preceding petition.

The Speaker laid before the House a communication from Alanson House, remonstrating against a dam being erected at Batavia, on Fox river; which, without reading, was,

On his motion,

Referred to the committee on Internal Improvements.

On motion of Mr. Peirson,

The rule was dispensed with, and the bill from the House, as amended by the Senate, entitled "An act providing for holding a special term of the court in McHenry county," was taken from the orders, the amendment read and concurred in.

The amendment of the Senate to the title of said bill was also concurred in.

*Ordered*, That the title be as amended, and that the Clerk inform the Senate thereof.

On motion of Mr. Sherman,

The Senate bill, entitled "An act to fund State scrip," was taken from the orders, read the first time by its title, and

*Ordered* to a second reading.

The bill was then read the second time, and,

On motion of Mr. Sherman,

Referred to the committee on Canal and Canal Lands.

Mr. Stokes moved a suspension of the rules to enable him to offer a resolution, which motion was not sustained by the House.

Mr. Little of Fulton, from the committee on Enrolled and Engrossed Bills, reported as correctly engrossed, a bill for "An act to re-locate and establish the county seat of Mercer county."

On motion of Mr. Wallace,

The rule was dispensed with, and the last named bill read the third time by the title and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate therein.

Mr. O'Conner presented the petition of sundry citizens of La Salle county, praying for the change in the location of a road therein named; which, without reading, was,

On his motion,

Referred to the committee on State Roads.

A bill for "An act making appropriations for the years one thousand eight hundred and forty-seven and forty-eight," coming up,

The question recurred on the amendment proposed by Mr. Erwin.

Mr. Griffith moved to lay the proposed amendment on the table; which was decided in the affirmative, by yeas and nays, on the demand of Messrs. Miner and D'Wolf, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Aikin, Austin, Boyakin, Boyle, Bragg, Brown, Buckley, Cantrill, Caswell, Chapman, Cockle, Creel, Cummings, Cunningham, Curts, Davis, Diarman, Enloe, Everett, Funkhouser, Glenn, Gilmore, Glover, Griffith, Grubb, Harpole, Hick, Higgins, Hodges, Huffman, Janney, Johnston, Kretsinger, Linder, Little of Fulton, Logan of Jackson, Lukins, McDowell, McLain, Marshall, Miller, Morris, Morrison of Monroe, O'Conner, Omelveny, Ozburn, Pickering, Prevo, Remann, Reynolds, Robb, Stanley, Starkweather, Seehorn, Sherman, Shumway, Skinner, Slocumb, Strckney, Stookey, Swing, Tappan, Tucker, Wallace, Wardlaw, Watson White, Williams and Wright.—71.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Bailey of Rock Island, Parber, Blakeman, Campbell, Cross, Dana, Dawson, D'Wolf, Eads, Erwin, Hansford, Harrington, Hart, Kinney, Little of Will, McConnel, Miner, Morrison of Hancock, Morton, Randolph, Robeson of Woodford, Robinson of Menard, Ruddle, Stark, Sims, Smith, Thomas of Morgan, Turner, Williamson and Mr. Speaker.—31.

Mr. Boyakin moved to amend the bill, by adding the following as an additional section, viz:

Sec. —. The number of days which the Speaker of the Senate and the Speaker of the House of Representatives, each member of the Senate and House of Representatives, the Secretary and Assistant Secretary of the Senate, the Clerk and Assistant Clerk of the House of Representatives, the Sergeant-at-arms and Assistant Sergeant-at arms of the Senate, the Doorkeeper and Assistant Doorkeeper of the House of Representatives, the Engrossing and Assistant Engrossing and Enrolling Clerks of the two Houses, and the copyists of the Journals of both Houses of the General Assembly, have served, shall be certified to by the Speaker of the House to which they respectively belong, before the same shall be audited and paid, and [the number of days that the Clerk of the Council of Revision may have served, shall be certified by the Governor.

Mr. Boyakin, moved to recommit the bill and proposed amendment to the committee on Public Accounts and Expenditures, with the following instructions, viz:

"To report a substitute embracing such amendments as have been agreed upon by this House; and also, to add thereto, such other appropriations as may seem right and proper."

Mr. Logan of Jackson, from the committee on the Penitentiary, to which was referred the bill from the Senate, entitled "An act concerning the Penitentiary," reported the same back without amendment, and made a written report in relation to the same, and recommended the passage of said bill.

The bill was then ordered to a third reading.

On motion of Mr. Miner,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that Clerk inform the Senate thereof.

Mr. Marshall, from the committee on Enrolled and Engrossed Bills, reported as correctly enrolled, the bill for "An act for the relief of Isaac Demint," and that said bill was this day laid before the Council of Revision.

Mr. Archer, from the committee on Canal and Canal Lands, to which was referred the Senate bill entitled "An act for the relief of the heirs of Justus Post," reported the same back without amendment, and recommended its passage.

Mr. Stickney moved the previous question, which was sustained by the House.

The bill was then ordered to a third reading.

A message from the Senate, by Mr. Elwood, their Assistant Secretary:

*Mr. Speaker*: The Senate have concurred with the House of Representatives, in the passage of bills, entitled

"An act for the relief of the Spoon river Navigation Company," and

"An act for the relief of Harmon T. Wilson."

The Senate have passed a bill, in which they ask the concurrence of the House of Representatives, entitled

"An act to establish a State Road from Rockford northerly to the State line."

Mr. Reynolds, from the select committee, to which was referred a bill for "An act to establish certain ferries in St. Clair county," reported the same back, with a substitute as an amendment.

On motion of Mr. Stookey,

The bill, as amended, was laid on the table.

Mr. Stickney, from the minority of the select committee, to which was referred the communication of the late Governor, Thomas Ford, together with a resolution on the subject of the affairs of the Bank of Illinois, made a report; which was read.

Mr. Dawson moved to lay the report on the table, and that three thousand copies be printed for the use of the General Assembly.

Mr. Logan of Sangamon moved to lay the report on the table.

On motion,

The House adjourned until half past two o'clock, P. M.

HALF PAST TWO O'CLOCK, P. M.

House met pursuant to adjournment.

The question pending when the House adjourned, this forenoon, being a motion to lay on the table the report of the minority of the committee in relation to the Bank of Illinois, at Shawneetown, coming up for consideration,

Mr. Stickney moved a call of the House, which being had, the following members were absent, to wit:

Messrs. Boyle, Curts, Funkhouser, Linder, Pickering, Remann, Skinner, Tappan and Wright.

During the pendency of call,

On motion of Mr. Logan of Sangamon,

*Resolved*, That the use of this Hall be given to the citizens of Springfield, on Monday evening next.

On motion of Mr. Stickney,

The further proceeding under the call of the House was dispensed with.

The question recurring on the motion to lay said report on the table, it was decided in the affirmative.

Mr. Dawson modified his motion, so as to make it a motion to print two thousand copies of said report.

Mr. Griffith moved one thousand.

On motion of Mr. Dawson,

The previous question was ordered.

The question was then taken on printing two thousand copies, and decided in the affirmative, by yeas and nays, on the demand of Messrs. Stickney and Dawson, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Aiken, Austin, Bailey of Brown, Barber, Boyakin, Bragg, Brown, Cantrill, Caswell, Cockle, Creel, Cummings, Davis, Dawson, Diarman, Eads, Eddy, Erwin, Everett, Fry, Funkhouser, Griffith, Grubb, Hansford, Harpole, Hart, Hayes, Hick, Higgins, Hodges, Huffman, Janney, Johnston, Kinney, Kretsinger, Linder, Little of Fulton, Little of Will, Lukins, McConnel, McDowell, Marshall, Miller, Morris, Morrison of Monroe, O'Conner, Omelveny, Ozburn, Peirson, Prevo, Randolph, Reynolds, Stanley, Seehorn, Shumway, Slocumb, Stickney, Stookey, Swing, Tucker, Wallace, Watson, White, Williamson and Wynne.—65.

Those who voted in the negative, are,

Messrs. Bailey of Rock Island, Blakeman, Buckley, Campbell, Chapman, Cunningham, Enloe, Glenn, Gilmore, Harrington, Logan of Sangamon, McLain, Miner, Morrison of Hancock, Morton, Remann, Robb, Ruddle, Stark, Starkweather, Smith, Stokes, Thomas of Morgan, Turner, Wardlaw, Williams, Wright and Mr. Speaker.—28.

A message from the Senate, by Mr. Moorc, their Secretary:

*Mr. Speaker*: The Senate have passed a bill, in which they ask the concurrence of the House of Representatives, entitled "An act in relation to county funds;"

And have concurred with the House in their amendments to the bill, entitled "An act to provide for the call of a convention."

Mr. Eddy, from the select committee, to which was referred the bill for "An act to authorize the Governor of this State to sell the salt wells and coal lands in the Saline Reserve, in Gallatin county, for State indebtedness, and for other purposes," reported the same, without amendment, and recommended the passage of the bill.

Mr. Stickney moved to amend the bill, by adding the following, viz:

"*Provided*, That if the County Commissioners of the county of Gallatin shall deem it more advantageous to lease said lots and wells for a period of twenty-five or thirty years, they may so order, at public auction, instead of the sale, and if they see proper to require that the lessees shall continue to make salt, as a requisition of their lease.



On motion of Mr. Hick,  
Said amendment was laid on the table.  
The bill was then

*Ordered* to be engrossed for a third reading.

On motion of Mr. Eddy,  
The rule was dispensed with, and the bill read the third time by its title, and passed.

*Ordered*, That the title of the bill be as aforesaid, and that the Clerk inform the Senate, and ask their concurrence therein.

Mr. Eddy, from the same committee, reported a memorial to the Congress of the United States for its consent to the sale of certain Saline lands, &c.; which was read, and adopted.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in the adoption of the same.

Mr. Robinson of Menard, from the select committee, to which was referred the bill for "An act to add part of Sangamon to Menard county," reported a substitute for the original bill; which was read, and concurred in.

The bill was then

*Ordered* to be engrossed for a third reading.

Mr. Hick, from the committee on Banks and Corporations, to which was referred the petition of sundry citizens of Tazewell county, for establishing a ferry across the Illinois river, to the heirs of William Haines, and remonstrances on the same subject; and also the petitions and remonstrances of sundry citizens of Peoria county, on the same subject, together with a bill for "An act to authorize Benjamin A. Prettyman to keep a ferry across the Illinois river," and also a bill for "An act to incorporate the Pekin Ferry and Road Company," reported said bills without amendment, and asked to be discharged from the further consideration of the subjects referred to them; which was granted.

On motion of Mr. Reynolds,

Said bills were laid on the table.

Mr. Hick from the committee on Banks and Corporations, to which was referred the bill for "An act further to amend an act, entitled 'An act to incorporate the city of Alton,' approved July the 21st, 1837," reported the same, without amendment, and recommended its passage.

The bill was then

*Ordered* to be engrossed for a third reading.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and the bill read the third time by its title, and passed.

*Ordered*, That the title of the bill be as aforesaid, and that the Clerk ask the concurrence of the Senate therein.

Mr. Hick, from the committee on Banks and Corporations, to which was referred a certain petition, reported a bill for "An act to incorporate the town of Sparta, in Randolph county;" which was twice read, the rule being dispensed with, and

*Ordered* to be engrossed for a third reading.

On motion of Mr. Omelveny,

The rule was further dispensed with, and the bill read the third time by its title, and passed.

*Ordered*, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Hick, from the committee on Banks and Corporations, to which was referred the bill for "An act to amend 'An act therein named,'" reported the same without amendment, and recommended its rejection.

On motion of Mr. Everett,

The bill was laid on the table.

Mr. Everett, from the committee on Banks and Corporations, to which was referred a bill for "An act to amend 'An act in relation to the town of Ottawa,'" reported the same without amendment, and recommended its passage.

Mr. Barber moved to strike out the eighth section of the bill, which provides that all moneys received and collected, and which may be received, &c., shall be paid into the town treasury, and to be applied to the improvement of town, &c., &c.

Mr. Cockle moved the previous question; which was sustained.

On motion of Mr. McLain,

The vote first taken, on ordering the previous question, was re-considered; and, after discussion had thereon,

On motion of Mr. Cunningham,

The previous question was again ordered.

The question was then taken on striking out the eighth section of the bill, and decided in the affirmative, by yeas and nays, upon the demand of Messrs. Glover and Boyakin, as follows:

Those who voted in the affirmative, are,

Messrs. Aiken, Barber, Blakeman, Brown, Campbell, Cantrill, Cross, Cunningham, Curtis, Dawson, Diarman, Eads, Enloe, Erwin, Funkhouser, Gilmore, Griffith, Harrington, Hodges, Janney, Kinney, Lukins, McConnell, McLain, Miller, Morrison of Monroe, Morton, O'Conner, Omelveny, Ozburn, Peirson, Robinson of Menard, Stanley, Shumway, Sims, Sloucomb, Stokes, Stookey, Tucker, Turner, Wallace, White, Williamson, Wynne and Mr. Speaker.—45.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Rock Island, Boyakin, Bragg, Buckley, Caswell, Chapman, Cockle, Everett, Fry, Glenn, Glover, Grubb, Hansford, Hayes, Hick, Higgins, Johnston, Little of Fulton, Little of Will, Logan of Sangamon, Marshall, Morrison of Hancock, Prevo, Randolph, Remann, Reynolds, Ruddle, Starkweather, Seehorn, Sherman, Skinner, Stickney, Thomas of Morgan, Watson and West.—36.

The bill was then

*Ordered* to be engrossed for a third reading.

Mr. Fry, from the committee on Banks and Corporations, to which was referred the bill for "An act to incorporate the town of Lima, in Adams county," reported the same with amendments; which were concurred in, and

The bill, as amended, was

*Ordered* to be engrossed for a third reading.

On motion of Mr. Seehorn,

The rule was dispensed with, and the bill read the third time by its title, and passed.

*Ordered*, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Higgins, from the committee on Banks and Corporations, to which was referred the bill for "An act to authorize Isaac G. Israel to construct a turnpike road in Pike county," reported the same with an amendment; which was read and concurred in, and the bill

*Ordered* to be engrossed for a third reading.

On motion of Mr. Higgins,

The rule was dispensed with, and the bill read the third time by its title, and passed.

*Ordered*, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Buckley, from the committee on Engrossed and Enrolled Bills, reported as correctly enrolled, bills entitled

"An act to authorize the school commissioner of Jo Daviess county to distribute school funds therein named;"

"An act to establish a ferry across the Illinois river at La Salle;"

"An act to enable the administrator of John Hynes, late of Massac county, to join in certain conveyances;"

"An act to establish district courts in the State of Illinois;"

"An act to amend 'An act for the relief of the heirs of Tyler D. Hewett, deceased,'"

"An act to incorporate the Hainesville steam mill company;"

"An act for the benefit of the heirs of George Morris, deceased, late of Effingham county;"

"An act forming the village of Prairie Du Pont into a school district;"

"An act to incorporate the Grand Lodge of Ancient Free and Accepted Masons;"

And that they this day laid before the Council of Revision said bills for their approval.

Mr. Cross, from the committee on Banks and Corporations, to which was referred a Senate bill for "An act to improve the rapids in Rock river at Vandruff's island in Rock Island county, and to incorporate the Rock Island Hydraulic and Manufacturing Company," reported the same back, and recommended its passage.

*Ordered* to a third reading.

Mr. Everett, from the committee on Banks and Corporations, to which was referred a bill for "An act in relation to the town of Ottawa," reported the same back, and recommended its passage.

*Ordered* to a third reading.

Mr. Marshall, from the committee on Banks and Corporations, to which was referred a bill for "An act to amend the city charter of the city of Quincy," reported the same back with amendments; which were concurred in, and the bill, as amended,

*Ordered* to be engrossed for a third reading.

On motion of Mr. Morris,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

Mr. Little of Will, from the committee on Banks and Corporations, to which was referred a bill for "An act in relation to the incorporation of the town of the Belleville," reported the same back, and recommended its passage.

*Ordered* to be engrossed for a third reading.

Mr. Marshall, from the committee on Banks and Corporations, to which was referred a bill for "An act to incorporate the Chicago Bethel Association," reported the same back, and recommended its passage.

*Ordered* to be engrossed for a third reading.

On motion of Mr. Skinner,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Reynolds,

The order of business was suspended, and a bill for "An act to establish certain ferries in St. Clair county," was taken up.

Mr. Reynolds moved to amend the substitute reported by the committee, by striking out the name of "John D. Whiteside," where it occurs; which was agreed to, and the amendment, as amended, concurred in, and the bill, as amended,

*Ordered* to be engrossed for a third reading.

On his further motion,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Austin,

The order of business was suspended, and leave given him to make a report from the committee on Internal Improvements, to which was referred a bill for "An act to provide for the sale of public property in White county;" when he reported said bill back, accompanied by a report recommending the sale of said property; which report was read.

The question being upon ordering the bill to be engrossed for a third reading,

Mr. Slocumb moved to amend the bill, by striking out all of the second restriction in the fourth section of the bill, and insert the following:

"Through which good and sufficient locks shall be constructed and made, one hundred feet long and thirty feet wide, to admit of the safe passage of all boats ascending or descending the Little Wabash river; and said locks shall at all times be kept in good repair; and the said purchaser or purchasers, or their assigns, shall open the same for the speedy passage of all boats or crafts, upon application being made, free of any charge whatever; and upon a failure to comply with the foregoing provisions contained in this act, the said purchaser or purchasers, or their assigns, shall be liable for all damage that may be sustained by reason of such omission or neglect, to be recovered before any court having competent jurisdiction."

Mr. Hayes moved to lay the proposed amendment on the table.

Pending the question on which,

On motion,

The House adjourned.

SATURDAY, FEBRUARY 20, 1847.

House met pursuant to adjournment.

On motion of Mr. Shumway,

The reading of the yesterday's journal was dispensed with.

On motion of Mr. Wallace,

The rule was dispensed with, and a Senate bill for "An act to improve the rapids in Rock river at Vandruff's Island in Rock Island county, and to incorporate the Rock Island Hydraulic and Manufacturing company," was read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. Little of Fulton, from the committee on Enrolled and Engrossed Bills, reported as correctly engrossed, bills of the following titles, viz:

"An act in relation to certain public debtors;"

"An act to amend the seventh section of the thirty-seventh chapter of the Revised Laws of 1845, in relation to elections;"

"An act regulating costs in certain cases;"

"An act to authorize Robert Keith to keep a ferry across the Mississippi river;"

"An act for the improvement of the breed of sheep;"

"An act for the removal of the seat of Justice of Logan county;"

"An act to authorize Andrew Gray the use of a portion of the Peoria and Warsaw Rail road."

Mr. Little of Fulton, from the same committee, reported as correctly engrossed and laid before the Council of Revision, bills of the following titles, viz:

"An act providing for the payment of the costs of printing in the German language, the messages of Governor Ford and French;"

"An act to incorporate Jefferson Lodge number seven of the Independent Order of Odd Fellows of the town of Bellville;"

"An act to amend an act entitled 'An act to incorporate the Aurora and Chicago Plank Road Company,' approved, March 3, 1845;"

"An act to establish a road from Bath in Mason county, to Waverly in Morgan county;"

"An act to amend the law in relation to the securities of guardians;"

"An act for the relief of Harman T. Wilson;"

"An act for the relief of Albert Ellis;"

"An act for the relief of John Hodges and William Clapp;"

"An act further to define the duties of probate justices;"

"An act to increase the revenue of the State of Illinois;"

"An act to authorize the county commissioners of Effingham county to build a bridge across the Little Wabash river in said county;"

"An act for the relief of the Spoon river Navigation Company."

On motion of Mr. Boyakin,

*Ordered*, That House bills on their third reading be taken up.

The engrossed bills of the following titles were severally read the third time, and passed, viz:

"An act to provide for the collection of the revenue of Washington county for the year, A. D., 1844;"

"An act in relation to turnpike gates, toll bridges and ferries;"

"An act concerning a portion of the Northern Cross Rail road;"

"An act in relation to the town of Ottawa;"

"An act regulating costs in certain cases;"

"An act to authorize Andrew Gray the use of a portion of the Peoria and Warsaw Rail road," and

"An act to amend the seventh section of the 37th chapter of the Revised Laws of 1845, in relation to elections."

*Ordered*, That the titles of the bills be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence in their passage.

The engrossed bill for "An act making appropriations for the pay and expenses of the Illinois Militia, called into service during the years one thousand eight hundred and forty-four and five," was read the third time and passed, by yeas and nays, as follows, upon the call of Messrs. Cunningham and Stokes, viz:

Those who voted in the affirmative, are,

Messrs. Archer, Aiken, Bailey of Brown, Bailey of Rock Island, Barber, Blakeman, Brown, Buckley, Campbell, Caswell, Chapman, Cockle, Davis, D'Wolf, Enloe, Erwin, Everett, Funkhouser, Glenn, Gilmore, Glover, Grubb, Hansford, Harpole, Higgins, Huffman, Janney, Kinney, Kretsinger, Linder, Little of Fulton, Little of Will, Lukins, McDowell, McLain, Marshall, Martin, Miller, Miner, Morris, Morrison of Hancock, Morton, O'Conner, Peirson, Prevo, Randolph, Reynolds, Robb, Robinson of Menard, Stanley, Stark, Starkweather, Seehorn, Sherman, Shumway, Sims, Slocumb, Smith, Stookey, Tappan, Thomas of Morgan, Tucker, Turner, Wallace, Wardlaw, Watson, White, Williams, Wright, Wynne and Mr. Speaker.—71.

Those who voted in the negative, are,

Messrs. Boyakin, Bragg, Cantrill, Creel, Cummings, Cunningham, Curtis, Dawson, Diarman, Eads, Griffith, Johnston, Morrison of Monroe, Omelveny, Ozburn, Stickney, Stokes and Williamson.—18.

The engrossed bill for "An act in relation to revenue," was read the third time; when Mr. Marshall moved to amend the bill by adding the following as an additional section, to-wit:

"Sec. —. Where any such improvement shall be taken from the owner thereof, without his consent, by any other person purchasing from the government, the land on which such improvement is made, the owner of such improvement shall be exempted from paying tax thereon."

On motion of Mr. Reynolds,

The bill and proposed amendment were postponed until 11 o'clock.

The engrossed bills of the following titles were severally read the third time by their titles and passed, viz:

"An act to erect the city of Quincy into a common school district;"

"An act to remit certain taxes assessed for State revenue of 1839, upon lots and blocks in Nathaniel Pope and others' addition to Alton;"

"An act to repeal the charter of the town of Vandalia;"

"An act to incorporate the Canton Library Association;"

"An act in relation to that part of township thirty-nine (39) north of

range fourteen east of the third principal meridian, in relation to schools," and

"An act to authorize Robert Keith to keep a ferry across the Mississippi river;"

*Ordered*, That the titles of the bills be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence in the passage of the same.

The engrossed bill for "An act to incorporate the Rock Island and Peru rail road Company," was read the third time by its title, and passed.

On motion of Mr. O'Conner,

The title of said bill was amended by striking out the word "Peru" and inserting "La Salle."

*Ordered*, That the title of the bill be as amended, and that the Clerk inform the Senate thereof, and ask their concurrence in the passage of the same.

The engrossed bill for "An act to vacate town plats," was read the third time by its title; when,

On motion of Mr. Shumway,

The bill was amended by striking out the following, viz:

"The town of Edinburgh in Christian county, and all other towns in the State unimproved."

The bill then passed.

*Ordered*, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in the passage of the same.

The engrossed bill for "An act to amend an act entitled "An act to incorporate the St. Clair county turnpike road company,"" was read the third time; when,

On motion of Mr. Reynolds,

The bill was laid on the table until the 4th day of July next.

The engrossed bill for "An act for the improvement of the breed of sheep," was read the third time; when

Mr. Stookey moved to amend the bill by adding the following, viz:

"And the county commissioners' court shall, within one year after this act is in force, inclose said counties with a good board fence six feet high."

On motion of Mr. Cockle,

Said amendment was laid on the table, by yeas and nays, as follows, upon the call of Messrs. Linder and Cantrill, viz:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Brown, Bailey of Rock Island, Barber, Boyakin, Bragg, Brown, Buckley, Campbell, Caswell, Chapman, Cockle, Creel, Cummings, Curtis, Dana, Davis, Dawson, D'Wolf, Diarman, Eads, Eddy, Erwin, Everett, Funkhouser, Glenn, Gilmore, Glover, Griffith, Grubb, Hansford, Harpole, Hayes, Higgins, Huffman, Janney, Johnston, Kinney, Kretsinger, Little of Fulton, Little of Will, Lukins, McConnel, McDowell, Marshall, Martin, Miller, Miner, Morris, Morrison of Hancock, Morton, O'Conner, Omelveny, Peirson, Prevo, Randolph, Remann, Reynolds, Robb, Robinson of Menard, Starkweather, Seehorn, Sherman, Sims, Skinner, Slocumb, Smith, Stickney, Swing, Tucker, Turner, Wallace, Wardlaw, Watson, White, Williams, Wright, Wynne and Mr. Speaker.—79.

Those who voted in the negative, are,  
Messrs. Aiken, Blakeman, Cantrill, Cunningham, Hodges, Linder, McLain, Morrison of Monroe, Ozburn, Stokes, Stookey, Tappan and Williamson.—13.

On motion of Mr. Robb,

The previous question was ordered.

On the question, "Shall said bill pass?"

It was decided in the affirmative, by yeas and nays, as follows, upon the call of Messrs. Kretsinger and Sherman, to-wit:

Those who voted in the affirmative, are,

Messrs. Bailey of Brown, Bailey of Rock Island, Barber, Brown, Buckley, Campbell, Caswell, Chapman, Cockle, Creel, Cross, Cummings, Curts, Dana, Dawson, D'Wolf, Diarman, Eads, Eddy, Erwin, Everett, Gilmere, Glover, Hansford, Harrington, Kinney, Kretsinger, Little of Will, Lukins, McConnel, McDowell, Martin, Miller, Miner, Morrison of Hancock, Peirson, Randolph, Remann, Reynolds, Robb, Robinson of Menard, Stanley, Stark, Starkweather, Sherman, Skinner, Swing, Tappan, Tucker, Wallace, Wardlaw, Watson and Williams.—53.

Those who voted in the negative, are,

Messrs. Archer, Aiken, Blakeman, Boyakin, Bragg, Cantrill, Cunningham, Davis, Fry, Funkhouser, Glenn, Griffith, Grubb, Harpole, Hayes, Higgins, Hodges, Janney, Johnston, Linder, Little of Fulton, McLain, Marshall, Morris, Morrison of Monroe, Morton, Omelveny, Ozburn, Prevo, Seehorn, Shumway, Sims, Slocumb, Smith, Stickney, Stokes, Stookey, Turner, White, Williamson, Wright, Wynne and Mr. Speaker.—43.

*Ordered*, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

The bill for "An act in relation to revenue," and the proposed amendment thereto, which were under consideration this morning, and postponed to this hour, again coming up for consideration,

Mr. McConnel moved to amend the amendment proposed by Mr. Marshall, as follows, viz:

*"Provided*, That no such improvements shall be taxed until two years after the same shall have been made."

Mr. Shumway moved an indefinite postponement of the bill and proposed amendments.

On motion of Mr. Morris,

The motion of Mr. Shumway, was laid on the table.

On motion of Mr. Linder,

The amendment of Mr. McConnel was laid on the table.

Mr. Shumway moved to amend the bill by adding the following, viz:

*"Provided*, That such taxes shall not be collected except on judgment and execution, as now provided by law for the collection of unpaid taxes."

On motion of Mr. Lukins,

The amendment of Mr. Shumway was laid on the table.

Mr. Blakeman moved the previous question, which was sustained.

Mr. Marshall's amendment was then agreed to.

The bill then passed, by yeas and nays, as follows, upon the call of Messrs. Boyakin and Cunningham, viz:



Those who voted in the affirmative, are,

Messrs. Archer, Aiken, Bailey of Rock Island, Barber, Blakeman, Bragg, Brown, Campbell, Chapman, Cockle, Constant, Creel, Cross, Cummings, Curts, Dawson, D'Wolf, Diarman, Eads, Erwin, Everett, Fry, Gilmore, Glover, Hansford, Harrington, Higgins, Huffman, Kinney, Kretsinger, Linder, Little of Fulton, Little of Will, Logan of Sangamon, Lukins, McDowell, Miller, Miner, Morris, Morrison of Monroe, Morton, O'Conner, Peirson, Randolph, Remann, Reynolds, Robb, Robinson of Menard, Stanley, Stark, Seehorn, Sherman, Sims, Skinner, Smith, Stookey, Tappan, Thomas of Morgan, Tucker, Turner, Wallace, Wardlaw, Watson, Williams, Wright and Mr. Speaker.—65.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Boyakin, Buckley, Cantrill, Caswell, Cunningham, Davis, Eddy, Funkhouser, Glenn, Griffith, Grubb, Harpole, Hart, Hayes, Hodges, Janney, Johnston, McConnel, McLain, Marshall, Martin, Morrison of Hancock, Omelveny, Ozburn, Prevo, Shumway, Slocumb, Stickney, Stokes, Swing, White, Williamson and Wynne.—33.

The engrossed bill for "An act in relation to certain public debtors," was read the third time.

Mr. Reynolds moved to amend the bill by adding the following, viz:

"Sec. —. Should the arrangement and compromise authorized by this act be made so that the Quincy House in the city of Quincy be vested in fee simple in the State, the Governor shall, in that event, in three months after such compromise arrangement be effected, give public notice for two months in as many public papers as he may deem necessary, for the sale of the said Quincy House, and all the furniture therein contained, to the highest and best bidder for State indebtedness, to be paid one-half down and the other half in twelve months; the Governor shall cause the sale to be superintended so that no fraud shall be committed on the State by combination of bidders or otherwise; and the Governor is hereby authorized to execute deed or deeds to the purchaser or purchasers on receiving good security for the purchase money, and a mortgage, also, on the premises so sold, to secure the State in said consideration money."

Mr. Linder moved to lay the proposed amendment on the table; which was not agreed to.

Mr. Morris moved to amend the amendment by adding the following:

"*Provided*, Said house shall not be sold unless the price bid therefor is such as the Governor thinks ought to be accepted;" when,

On motion of Mr. Morris,

The amendment and proposed amendment thereto, were laid on the table.

Mr. Sims moved an indefinite postponement of the bill; which was decided in the negative.

The question was then taken on the passage of the bill, and decided in the affirmative, by yeas and nays, as follows, upon the call of Messrs. Sims and Prevo, viz:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Brown, Bailey of Rock Island, Barber, Blakeman, Boyakin, Bragg, Buckley, Campbell, Caswell, Chapman, Cockle, Creel, Cross, Cummings, Cunningham, Curts, Davis, Dawson,

Diarman, Eads, Eddy, Erwin, Fry, Funkhouser, Glenn, Gilmore, Glover, Griffith, Grubb, Hansford, Harrington, Harpole, Hayes, Higgins, Hodges, Huffman, Janney, Kinney, Kretsinger, Little of Fulton, Little of Will, Logan of Sangamon, Lukins, McConnell, McDowell, McLain, Marshall, Martin, Miller, Morris, Morrison of Hancock, Morrison of Monroe, Morton, O'Conner, Omelveny, Peirson, Randolph, Remann, Reynolds, Robb, Robinson of Menard, Stanley, Stark, Starkweather, Seehorn, Sherman, Shumway, Skinner, Slocumb, Smith, Stickney, Stokes, Swing, Tappan, Turner, Wallace, Wardlaw, Watson, Williams, Williamson, Wynne and Mr. Speaker.—83.

Those who voted in the negative, are,

Messrs. Johnston, Ozburn, Pickering, Sims, Stookey and White.—6.

*Ordered*, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

Mr. Glover from the committee on Counties, to which was referred the bill for "An act to re-locate the county seat of Calhoun county, and provide for the erection of public buildings," on leave of the House, reported the same with an amendment; which was read and concurred in.

The bill was then,

*Ordered* to be engrossed for a third reading.

On motion of Mr. Fry,

The rule was dispensed with, and the bill read a third time by its title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

Mr. Morris from the committee on the Judiciary, to which was referred a bill for "An act in relation to extending certain roads," reported the same with an amendment as a substitute, and

On his motion,

The bill and proposed amendment were referred to the committee on State Roads.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have passed a bill, in which they ask the concurrence of the House of Representatives, entitled "An act finally closing the affairs of the State Bank of Illinois."

The Senate have indefinitely postponed the consideration of the bill of the House, entitled "An act to incorporate the Mississippi and Atlantic Railroad company."

- The Senate have also passed a bill entitled, "An act to apportion the representation in the several counties of this State;"

In the passage of which, they ask the concurrence of the House of Representatives.

The Speaker, on leave of the House, presented a bill for "An act creating the county of Polk;" and

The rule of the House being dispensed with, the bill was read the first and second times by the title.

Mr. Thomas of Morgan, moved to refer the bill to the committee on Counties, and

Pending this motion,

The House adjourned until two o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

On motion of Mr. Buckley,

The order of business was suspended, and a bill for "An act to change the name of the county of Marquette, to organize the same, and to attach a portion of the county of Adams thereto, and to provide for the collection of the revenue therein, and for other purposes therein mentioned," was taken from the orders, and read the third time.

On motion of Mr. Buckley,

The bill was amended in the third section, by striking out the word "first."

On his further motion,

The bill was amended, by adding the following as an additional section:

"That the election for county officers, as provided in the third section of this act, shall be held on the third Monday in April next as provided in said section, to be held and conducted in the same manner as therein, provided; and it is hereby made the duty of the person to whom the return of said election is made, to meet the county commissioners' clerk of the county of Adams at his office in Quincy, within four days after the returns are made to him, for the purpose of comparing the vote, and ascertaining who has received the majority of votes for joint member for the counties of Adams and Highland to the convention of this State, and deliver a certificate to the person elected, and transmit a transcript of said votes to the Secretary of State; and the said person to whom the returns of the election of Highland is made, shall make out and deliver to the person elected to the convention of this State from said county, a certificate of election as aforesaid."

Mr. Dawson moved to amend the bill, by adding the following as an additional section:

"That the provisions of this act be submitted to a vote of all the legal voters of the counties of Adams and Marquette on the first Saturday of April next; for which election the Sheriff of Adams county shall issue his proclamation, and have it posted up at three of the most public places in each and every precinct in the counties of Adams and Marquette at least twenty days before said election; which election shall be held at the usual places of holding elections in the said counties of Adams and Marquette, and conducted in the same manner that elections are for members of the General Assembly; and if a majority of all the votes cast shall be in favor of this act, then and in that case the said county of Highland shall be formed agreeable to the provisions of this act; but if a majority shall be against this act, then and in that case, the act forming the county of Marquette and this act shall be repealed, and the two counties shall be considered as the county of Adams."

On motion of Mr. Chapman,

The proposed amendment was laid on the table.

The question was then taken on the passage of the bill, as amended, and decided in the affirmative.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in its passage.

Mr. Tappan, on leave, presented the petition of seventeen citizens of Macoupin county, asking for the formation of a new county, to be taken from the counties of Sangamon, Morgan and Macoupin; which, without reading, was,

On his motion,

Referred to the committee on Counties.

Mr. Buckley, from the committee on Engrossed and Enrolled Bills, reported, as correctly engrossed, bills entitled

"An act in relation to the incorporation of Bellville;"

"An act to appoint a road commissioner in each county in the State;" and

"An act to add part of Sangamon to Menard county."

Mr. Buckley, from the same committee, reported as correctly enrolled, and laid before the Council of Revision, acts entitled

"An act to provide for an equitable distribution of the school funds of Effingham and Clay counties," and

"An act fixing the times of holding courts in the seventh judicial circuit."

A message from the Senate, by Mr. Elwood, their Assistant Secretary:

*Mr. Speaker*: The Senate have concurred with the House of Representatives, in their amendment to the bill, entitled

"An act to amend the twenty-fourth chapter of the Revised Laws, entitled, 'Conveyances.'"

The Senate also, have passed bills herewith presented for the concurrence of the House of Representatives, entitled

"An act to authorize the re funding of the State debt," and

"An act to establish the Illinois State Hospital for the Insane."

Mr. Hodges, on leave, presented the petition of R. H. Warren and fifty other citizens of Pulaski county, asking for a change in the license law; which without reading, was,

On his motion,

Referred to the committee on Finance.

"A bill for "An act creating the county of Polk," coming up for consideration,

The question recurred on the motion of reference, pending when the House adjourned, and was decided in the negative, by yeas and nays, on the demand of Messrs. Thomas of Morgan, and Hart, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Rock Island, Barber, Blakeman, Brown, Buckley, Dawson, Enloe, Everett, Glenn, Harpole, Hart, Hayes, Hick, Huffinan, Janney, Johnston, Logan of Sangamon, McConnel, McDowell, McLain, Martin, Miller, Miner, Morrison of Hancock, Morrison of Monroe, Morton, O'Connor, Omelveny, Pickering, Remann, Reynolds, Robb, Slocumb, Smith, Stookey, Tappan, Thomas of Morgan, Tucker, Wardlaw, Williams and Wright.—42.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Boyakin, Bragg, Campbell, Cantrill, Caswell, Chapman, Cockle, Creel, Cross, Cummings, Cunningham, Davis, D'Wo If

Diarman, Eads, Eddy, Erwin, Fry, Funkhouser, Gilmore, Griffith, Grubb, Hansford, Harrington, Hodges, Kinney, Kretsinger, Little of Will, Lukins, Morris, Ozburn, Peirson, Prevo, Randolph, Robinson of Menard, Stanley, Starkweather, Seehorn, Sims, Skinner, Stokes, Turner, Wallace, Watson, White, Williamson, Wynne and Mr. Speaker.—49.

On motion of Mr. Johnston,

The main question was ordered.

The question was then taken on ordering the bill to be engrossed for a third reading, and decided in the affirmative, by yeas and nays, on the demand of Messrs. Logan of Sangamon, and Brown, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Boyakin, Cantrill, Caswell, Cockle, Creel, Cross, Cunningham, Davis, D'Wolf, Diarman, Erwin, Everett, Fry, Funkhouser, Gilmore, Griffith, Grubb, Hansford, Harrington, Harpole, Hodges, Johnston, Kinney, Kretsinger, Little of Fulton, Little of Will, Morris, O'Conner, Ozburn, Peirson, Prevo, Reynolds, Robinson of Menard, Starkweather, Seehorn, Sims, Stokes, Tucker, Turner, Watson, Williamson, Wynne and Mr. Speaker.—41.

Those who voted in the negative, are,

Messrs. Bailey of Rock Island, Barber, Blakeman, Bragg, Brown, Campbell, Dawson, Eads, Enloe, Glenn, Glover, Hart, Hayes, Hick, Huffman, Janney, Logan of Sangamon, McConnel, McLain, Martin, Miller, Miner, Morrison of Hancock, Morrison of Monroe, Morton, Omelveny, Pickering, Remann, Robb, Stanley, Sherman, Slocumb, Smith, Stookey, Tappan, Thomas of Morgan, Wallace, Wardlaw, White, Williams and Wright.—41.

On motion of Mr. Boyakin,

The rule was dispensed with, and leave given him to introduce a bill for "An act to adorn the grave of the Hon. William Rhodes with a grave edifice;" which was read three times by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

On motion of Mr. Reynolds,

A Senate bill for "An act to commute the punishment of John Baxter, by putting him in the penitentiary during life, instead of hanging," was taken from the orders, read, and

*Ordered* to a second reading.

On motion of Mr. Logan of Sangamon,

The rule was dispensed with, and the bill read the third time by the title.

On his further motion,

The bill was amended, by adding the following:

"*Provided*, This act shall not be in force unless said Baxter shall, at the time his sentence is pronounced, consent and agree, in open court, to the provisions of this act.

"*Be it further enacted*, That the county of Rock Island shall be bound to pay all the expenses of the confinement and trial of said Baxter, which are properly chargeable on any county."

On motion of Mr. Fry,

The main question was ordered.

The question was taken on ordering the bill, as amended to a third reading, and decided in the affirmative.

On motion of Mr. Morris,

The rule was dispensed with, and the bill read the third time by the title.

The question being taken on the passage of the bill, as amended, it was decided in the affirmative, by yeas and nays, on the demand of Messrs. Martin and Blakeman, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Aiken, Bailey of Brown, Barber, Bragg, Buckley, Cantrill, Cockle, Cross, Cunningham, Davis, D'Wolf, Diarman, Eads, Fry, Funkhouser, Glenn, Griffith, Grubb, Hansford, Hayes, Hick, Hodges, Huffman, Johnston, Kinney, Linder, Little of Will, Logan of Sangamon, McDowell, McLain, Miller, Morris, Morrison of Hancock, Morton, O'Conner, Omelveny, Ozburn, Pickering, Randolph, Remann, Reynolds, Robb, Robinson of Menard, Stanley, Starkweather, Seehorn, Sherman, Shumway, Skinner, Slocumb, Stickney, Swing, Tappan, Tucker, Turner, Wardlaw, Watson, Williamson, Wright, Wynne and Mr. Speaker.—60.

Those who voted in the negative, are,

Messrs. Bailey of Rock Island, Blakeman, Boyakin, Campbell, Creel, Cummings, Erwin, Everett, Glover, Harrington, Janney, Kretsinger, Little of Fulton, Marshall, Martin, Morrison of Monroe, Prevo, Stark, Smith, Stokes, Stookey, Wallace and White.—23.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in the amendment.

On motion of Mr. Swing,

The rule was dispensed with, and a bill for "An act for the removal of the seat of justice of Logan county," was read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

On motion,

The House adjourned.

## MONDAY, FEBRUARY 22, 1847.

House met pursuant to adjournment.

On motion of Mr. Shumway,

The reading of the Saturday's journal was dispensed with.

Mr. Wright presented the remonstrance of sundry citizens of Champaign county, against any division of said county; which, without reading, was,

On his motion,

Referred to the committee on Counties.

On motion of Mr. Tucker,

The rule was dispensed with, and leave given him to make a report from a select committee, to which was referred a bill for "An act to amend an act entitled 'An act authorizing counties to give a bounty on wolf

scalps,' approved February 25, 1845;'" when he reported the same back without amendment, and recommended its passage: the bill was

*Ordered* to be engrossed for a third reading.

On motion of Mr. Tucker,

The rule was again dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

Mr. Thomas of Morgan, from the committee on the Judiciary, to which was referred a bill for "An act to district the county of Jo Daviess, and for other purposes therein mentioned," reported the same back with sundry amendments, which were read and concurred in.

The bill as amended was

*Ordered* to be engrossed for a third reading.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

On motion of Mr. Marshall,

The rule was dispensed with, and leave given him to make a report from a select committee, to which was referred the preamble and resolution relative to the fees of Physicians, reported a bill for "An act regulating the fees of Physicians;" which was read, and

*Ordered* to a second reading.

On motion of Mr. Underwood,

The rule of the House was dispensed with, and the bill for "An act in relation to the incorporation of the town of Belleville," was taken up for consideration; and,

On his motion,

The bill was amended by adding the following, viz:

Sec. 2. The elections for Corporation officers held since the passage of said act of incorporation, are hereby legalized, and the ordinances enacted by the acting President and board of trustees of said town, so far as is consistent with said charter, are hereby legalized.

The bill was then read the third time by its title, the rule being dispensed with, and passed.

*Ordered*, That the title be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence in the passage of the same.

Mr. Boyakin offered for adoption the following order; which was not agreed to, viz:

*Ordered*, That the morning's session of this day be first devoted to the consideration of House bills on their first reading, then on the second, then on the third, and then to Senate bills in regular order.

The question pending last Friday, when the House adjourned, being on the motion of Mr. Hayes to lay upon the table the amendment offered by Mr. Slocumb to the bill entitled "An act to provide for the sale of public property in White county," coming up for consideration,

On motion of Mr. Boyakin,

The further consideration thereof was postponed until 11 o'clock, A. M., this day.

Mr. Boyakin, from the committee on the Judiciary, to which was referred the bill from the Senate, entitled "An act to amend chapter sixteen of the Revised Statutes of this State," reported the same without amendment, and recommended its passage.

The bill was then

*Ordered* to a third reading.

On motion of Mr. Morris,

The rule was dispensed with, and the bill read the third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. McLain, from the committee on State Roads, to which was referred the bill for "An act to authorize the County Commissioners of Clay county to repair certain bridges," reported a substitute for the original bill; which was read.

Mr. Boyakin moved to amend the bill, by adding the following, viz:

*Provided*, That there shall be no distinction made whatever in collecting toll at said bridge, in consequence of the person crossing residing in or out of either of said counties of Richland or Clay; when,

On motion of Mr. Linder,

The bill and proposed amendments were laid on the table.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have passed bills, herewith presented for the concurrence of the House of Representatives, entitled

"An act for the relief of Solomon Davis;"

"An act to amend the law in relation to the collection of debts;"

"An act to vacate the town plat of Brussels, in Scott county;"

"An act to amend the law in relation to assaults, assault and battery, and affrays;" and

"An act to appoint a Bank Commissioner for the Bank of Illinois, and to secure the interest of the State in the same."

The Senate have concurred with the House of Representatives, in the passage of bills, entitled

"An act for the relief of Joseph Suppinger;"

"An act for the relief of W. P. Bennett, collector of Clark county;"

"An act making further provision for the education of the deaf and dumb;" and

"An act to amend an act entitled 'An act to incorporate the Chicago and Rock River Plank Road Company,' approved January 1, 1845."

The Senate have also concurred with the House of Representatives in their amendment to the bill entitled "An act for the relief of George W. Casseday."

Mr. Morrison of Hancock moved that the rule of the House be dispensed with, and that he have leave to introduce a resolution; which was not granted.

Mr. Morris, from the committee on the Judiciary, to which was referred Senate bill entitled "An act to incorporate the Nauvoo and Warsaw Railroad Company," reported the same without amendment, and recommended the passage of the bill.

The bill was then

*Ordered* to a third reading.

On motion of Mr. Morris,



The rule was dispensed with, and the bill read the third time by its title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. Little of Will, from the committee on Canals and Canal Lands, to which was referred Senate bill entitled "An act to refund State scrip," reported the same without amendment, and recommended its passage.

The bill was then

*Ordered* to a third reading.

On motion of Mr. Sherman,

The rule of the House was dispensed with, and the bill was read a third time by its title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. Thomas of Morgan, from the committee on the Judiciary, to which was referred a bill for "An act in relation to lotteries, and to prohibit the vending and selling of lottery tickets," reported the same back with sundry amendments; which were read and concurred in.

The bill was then

*Ordered* to be engrossed for a third reading.

On his motion,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in the passage thereof.

Mr. Kretsinger, from the committee on the Judiciary, to which was referred a bill for "An act to regulate the fees of the Clerk of the Supreme Court, Circuit Clerk, Judges of Probate, and Recorders," reported the same back without amendment, and recommended its passage.

Mr. Logan of Sangamon moved to lay said bill on the table; which was not agreed to, by yeas and nays, on the demand of Messrs. Kretsinger and Lukins, as follows:

Those who voted in the affirmative, are,

Messrs. Barber, Dana, D'Wolf, Enloe, Everett, Funkhouser, Gilmore, Glover, Griffith, Grubb, Hayes, Hick, Hodges, Little of Will, Logan of Sangamon, McLain, Marshall, Martin, Miller, Morrison of Monroe, O'Conner, Omelveny, Robinson of Menard, Stanley, Sherman, Slocumb, Smith, Tappan, Thomas of Morgan, Wardlaw, Williams and Wynne.—32.

Those who voted in the negative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Blakenian, Boyakin, Boyle, Bragg, Buckley, Campbell, Cantrill, Caswell, Cockle, Creel, Cummings, Cunningham, Curts, Davis, Dawson, Diarman, Eads, Eddy, Erwin, Glenn, Hansford, Harrington, Harpole, Hart, Huffman, Janney, Johnston, Kinney, Kretsinger, Logan of Jackson, Lukins, McDowell, Miner, Morris, Morrison of Hancock, Morton, Ozburn, Prevost, Randolph, Remann, Reynolds, Robb, Robeson of Woodford, Stark, Starkweather, Seehorn, Shumway, Sims, Skinner, Stokes, Stookey, Tucker, Turner, Wallace, Watson, White, Williamson Wright and Mr. Speaker.—62.

Mr. Logan of Sangamon moved to re-commit the bill to the committee on the Judiciary, with instructions to reduce the fees of the officers therein named twenty per cent.

On motion of Mr. Morris,

The main question was ordered.

The question recurring on ordering the bill to be engrossed for a third reading, it was decided in the affirmative, by yeas and nays, on the demand of Messrs. Omelveny and Miner, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Brown, Blakeman, Bragg, Buckley, Campbell, Creel, Cummings, Cunningham, Curts, Dawson, Diarman, Eads, Eddy, Erwin, Glenn, Grubb, Hansford, Harrington, Harpole, Hart, Higgins, Janney, Kinney, Kretsinger, Linder, Little of Fulton, Lukins, McConnel, McDowell, Miner, Morris, Morrison of Hancock, Prevo, Randolph, Remann, Reynolds, Stark, Seehorn, Shumway, Sims, Smith, Stickney, Stookey, Tucker, Turner, Underwood, Wallace, Watson, White, Williamson, Wynne and Mr. Speaker.—52.

Those who voted in the negative, are,

Messrs. Bailey of Rock Island, Barber, Boyakin, Boyle, Caswell, Chapman, Cockle, Enloe, Everett, Funkhouser, Gilmore, Glover, Griffith, Hayes, Hick, Hodges, Huffman, Johnston, Logan of Jackson, Logan of Sangamon, McLain, Marshall, Martin, Miller, Morrison of Monroe, Morton, O'Conner, Omelveny, Ozburn, Pickering, Robeson of Woodford, Robinson of Menard, Stanley, Starkweather, Sherman, Slocumb, Tappan, Thomas of Morgan, Wardlaw, Williams and Wright.—41.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have concurred with the House of Representatives in their amendment to the bill entitled "An act to commute the punishment of John Baxter, by putting him in the penitentiary during life, instead of hanging."

The Senate have concurred with the House of Representatives in the passage of a bill entitled "An act to re-locate the county seat of Calhoun county, and to provide for the erection of public buildings."

A message from the Council of Revision, by Mr. Hawley, their Secretary:

*Mr. Speaker:* I am directed to say that the Council have had under consideration

"An act for the benefit of the heirs of George Morris, deceased, late of Effingham county;" and

"An act to enable the administrator of John Hynes, deceased, to join in certain conveyances;"

And respectfully return the same with objections.

Mr. Johnston, from the committee on Public Accounts and Expenditures, to which was referred the bill for "An act making appropriations for the years 1847 and 1848," reported a substitute for the original bill; which was read.

Mr. Martin moved to amend the report by striking out "fifteen dollars," the amount allowed to each member of the committee appointed to examine the penitentiary, and insert "twenty-five dollars;" which was agreed to.

Mr. Logan of Sangamon moved to amend the second section of the bill by adding the following:

"To Johnson and Bradford, for extra work in binding Revised Laws, the sum of three hundred dollars."

Mr. Bailey of Brown moved to lay the proposed amendment on the table; which was not agreed to.

The question then recurring on the amendment proposed by Mr. Logan of Sangamon, it was decided in the affirmative.

Mr. Martin moved to amend the second section of the bill by inserting the following:

"To Nathaniel Buckmaster, the sum of nine hundred and forty-eight dollars and thirty-five cents, for buildings erected by him at the penitentiary."

On motion of Mr. Dawson,

The proposed amendment was laid on the table, by yeas and nays, on the demand of Messrs. Martin and D'Wolf, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Brown, Bailey of Fulton, Blakeman, Brown, Campbell, Cross, Cunningham, Curtis, Davis, Dawson, Diarman, Erwin, Everett, Funkhouser, Gilmore, Griffith, Grubb, Hansford, Harpole, Higgins, Huffman, Johnston, Kinney, Logan of Jackson, Logan of Sangamon, McConnel, Marshall, Miner, Morrison of Hancock, Morrison of Monroe, Morton, Ozburn, Prevo, Remann, Reynolds, Robb, Robeson of Woodford, Robinson of Menard, Seehorn, Shumway, Sims, Smith, Stokes, Stookey, Swing, Tucker, Underwood, Williams, Williamson and Wright.—51.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Rock Island, Barber, Boyakin, Boyle, Bragg, Caswell, Cockle, Cummings, Dana, D'Wolf, Eads, Eddy, Enloe, Fry, Glenn, Glover, Harrington, Hart, Hick, Hodges, Janney, Kretsinger, Little of Fulton, Little of Will, Lukins, McLain, Martin, Miller, O'Conner, Omelveny, Pickering, Randolph, Stark, Slocumb, Stickney, Tappan, Thomas of Morgan, Wallace, White and Mr. Speaker.—41.

Mr. Morris moved to amend the bill by adding the following:

"That hereafter the incidental expenses of the State, as provided for by the act entitled 'Fees and Salaries,' approved March 3, 1845, as well as expenses provided for by the act entitled 'Fugitives from Justice,' approved March 3, 1845, shall be paid out of the contingent fund."

Pending which,

On motion,

The House adjourned until 2 o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

On motion of Mr. Smith,

The rule was dispensed with, and the Senate bill for "An act to locate a State road and build a bridge," was taken up, read the first and second times by its title, and,

On his motion,

The bill was amended by adding after the word "route," in the first section of the bill, the following, viz:

"Pursuing the line of the road leading from Salem in Marion county, to Greenville in Bond county, to the point where the same crosses the Marion county line."

The bill was then

*Ordered* to a third reading, as amended.

The rule being further dispensed with, the bill was read the third time by its title, and passed.

*Ordered*, That the title be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence in the amendment thereto.

On motion of Mr. Bragg,

The rule was dispensed with, and the Senate bill for "An act for the relief of the securities of Amos H. Squire, deceased," was read the first and second times by its title, and

*Ordered* to a third reading.

The rule was further dispensed with, and the bill read the third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

On motion of Mr. Glenn,

The rule was dispensed with, and the bill for "An act to attach a portion of Logan county to the county of De Witt," was read the second time, and

*Ordered* to be engrossed for a third reading.

The bill entitled "An act to enable the administrator of John Hynes, late of Massac county, deceased, to join in certain conveyances," together with the objections of the Council of Revision to the same becoming a law, were taken up for consideration,

Said objections were read, and are as follow, viz:

The Council of Revision having had under consideration a bill for "An act to enable the administrator of John Hynes, late of Massac county, deceased, to join in certain conveyances," return the same, as improper to become a law, for the reason that, in the opinion of the Council, it conflicts with the eighth section of the eighth article of the constitution of this State, inasmuch as it provides for the sale and conveyance of real estate, which, in part, is owned by heirs of deceased persons, without the sanction of any judicial tribunal.

February 20, 1847.

AUG. C. FRENCH,  
THOMAS C. BROWNE,  
SAMUEL D. LOCKWOOD,  
J. B. THOMAS,  
N. H. PURPLE,  
S. H. TREAT,  
J. D. CATON.

On motion of Mr. Thomas of Morgan,

The bill and objections were

Referred to the committee on the Judiciary.

The bill returned to this House by the Council of Revision, with their objections to the same becoming a law, entitled "An act for the benefit of the heirs of George Morris, deceased, late of Effingham county," was taken up for consideration.

Said objections were read, and are as follows, viz:

The Council of Revision have had under consideration a bill for "An act for the benefit of the heirs of George Morris, deceased, late of Effingham county," and return the same, as improper to become a law, for the reason that its passage would violate the eighth section of the eighth article of the constitution of this State. A sale made under the provisions of the bill would, consequently, convey no title to the purchaser. If the lands mentioned in the bill belong to minors, and just and reasonable causes exist why the lands should be sold, laws already in existence make ample provisions for the sale; but if these lands belong to adults, the Council are clearly of opinion that the Legislature could pass no act that could divest the title of such adult heirs.

February 20, 1847.

AUGUSTUS C. FRENCH,  
THOMAS C. BROWNE,  
J. D. CATON,  
SAM'L D. LOCKWOOD,  
S. H. TREAT,  
N. H. PURPLE,  
J. B. THOMAS.

On motion of Mr. Funkhouser,

The bill was amended by adding the following, to obviate the objections of the Council, viz:

"*Provided*, That no sale or conveyance shall be made under the provisions of this act, until application shall be made to the Probate Justice of Effingham county, twenty days' notice thereof having been given, by putting up written notices in four public places in said county; and if, on such application, said Probate Justice shall deem it expedient and proper that said sale shall be made, he shall enter his order, directing said sale, according to the provisions of this act, either at public or private sale."

The bill, as amended, was then re-passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in the re-passage of the same.

On motion of Mr. Thomas of Morgan,

The vote taken on a reference of the bill returned by the Council of Revision with their objections, entitled "An act to enable the administrator of John Hynes, late of Massac county, deceased, to join in certain conveyances," was re-considered; when

The motion to refer was withdrawn.

On motion of Mr. Eddy,

The bill was amended by striking out the following, to obviate the objections of the Council, viz: "or to be made."

The bill, as amended, was then re-passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in the re-passage of the same.

The bill returned by the Council of Revision, with their objections to the same becoming a law, entitled "An act for the benefit of the heirs of James M. Reynolds, deceased," was taken up for consideration; when

Said objections were read, and are as follow, viz:

The Council of Revision having had under consideration "An act for the benefit of the heirs of James M. Reynolds, deceased," are of opinion that

the same ought not to become a law, for the reason that it is in violation of the eighth section of the eighth article of the constitution of this State. Any sale made under and by virtue of said act could convey no title to the purchaser, in the opinion of the Council of Revision. The bill is, therefore, returned, with this objection.

AUGUSTUS C. FRENCH,  
WM. WILSON,  
J. D. CATON,  
THOS. C. BROWNE,  
SAM'L D. LOCKWOOD,  
S. H. TREAT,  
N. H. PURPLE,  
GUSTAVUS KERNER.

On motion of Mr. Underwood,

The bill was amended by adding the following to the end of the first section, to wit:

"*Provided*, That no sale or conveyance shall be made under the provisions of this act until application shall be made to the Probate Justice of St. Clair county, twenty days' notice thereof having been given, by putting up written notices in four public places in said county; and if, on such application, said Probate Justice shall deem it expedient and proper that said sale shall be made, he shall enter his order, directing said sale, according to the provisions of this act, at private or public sale."

The bill, as amended, was then re-passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in the re-passage of the same.

On motion of Mr. Linder,

A Senate bill for "An act for the relief of Michael Kennedy," was taken from the orders, read the first time by the title, and

*Ordered* to a second reading.

On motion of Mr. Sherman,

The rule was dispensed with, and the bill read the second time.

On motion of Mr. Reynolds,

The bill was amended by adding the following, as an additional section:

"**SEC. 3.** In any settlement which may hereafter be made, either with Macalister and Stebbins, or whosoever may be the holders of the interest bonds hypothecated with them, no part of the sum advanced by the said Macalister and Stebbins to the State shall be repaid by the State until the Kennedy bonds and scrip or other State indebtedness to the same amount shall be surrendered up to the State, together with said interest bonds; and in making any settlement with the said Macalister and Stebbins, or whoever else may be the holders of said interest bonds, no consideration whatever shall be allowed them for the surrender of the Kennedy bonds and scrip, or a similar amount in other State indebtedness."

On motion of Mr. Linder,

The rule was dispensed with, and the bill read the third time by the title.

The question was then taken on the passage of the bill as amended, and decided in the affirmative, by yeas and nays, on the demand of Messrs. Boyakin and Cunningham, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Boyle, Bragg, Brown, Campbell, Caswell, Cockle, Cross, Dana, Davis, Dawson, D'Wolf, Ends, Eddy, Epperson, Erwin, Everett, Glenn, Gilmore, Glover, Hansford, Harrington, Hart, Hayes, Hick, Higgins, Huffman, Janney, Kinney, Kretsinger, Linder, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, McConnel, McLain, Martin, Miller, Miner, Morris, Morrison of Hancock, Morton, O'Conner, Pickering, Remann, Reynolds, Robeson of Woodford, Stanley, Starkweather, Seehorn, Sherman, Skinner, Slocumb, Swing, Tappan, Tucker, Wallace, Wardlaw, Watson, White, Williams, Williamson Wright, Wynne and Mr. Speaker.—70.

Those who voted in the negative, are,

Messrs. Austin, Blakeman, Boyakin, Creel, Cummings, Cunningham, Curtis, Diarman, Funkhouser, Griffith, Grubb, Harpole, Hodges, Johnston, Marshall, Morrison of Monroe, Omelveny, Prevo, Robb, Robinson of Menard, Rutledge, Shumway, Sims, Smith, Stokes, Stookey, Turner and Underwood.—28.

*Ordered*, That the title be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence in the amendment thereto.

On motion of Mr. Boyakin,

The rule was dispensed with, and the bill from the Senate entitled "An act to apportion the representation in the several counties of this State," was taken up, and read the first and second times by its title.

Mr. Robeson of Woodford moved to amend the bill, as follows, to wit:

"Menard, Logan and Tazewell, one Senator and three Representatives; De Witt, McLean, Livingston, Woodford and Marshall, one Senator and three Representatives."

On motion of Mr. Robb,

The amendment was laid on the table.

Mr. Linder moved the main question; which was decided in the affirmative, by yeas and nays, on the demand of Messrs. Lukins and Tucker, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Boyakin, Boyle, Bragg, Brown, Buckley, Campbell, Caswell, Chapman, Cockle, Creel, Cross, Dana, Davis, Diarman, Ends, Ela, Erwin, Everett, Glover, Hansford, Harrington, Harpole, Hart, Higgins, Hodges, Huffman, Janney, Johnston, Kinney, Linder, Little of Fulton, Little of Will, Logan of Sangamon, McConnel, McLain, Marshall, Miller, Miner, Morrison of Hancock, Morton, O'Conner, Ozburn, Prevo, Remann, Robb, Robinson of Menard, Stanley, Stark, Starkweather, Seehorn, Sherman, Shumway, Sims, Skinner, Smith, Swing, Tappan, Thomas of Morgan, Turner, Wallace, Wardlaw, Watson, White, Williams, Williamson, Wright, Wynne and Mr. Speaker.—74.

Those who voted in the negative, are,

Messrs. Austin, Blakeman, Cummings, Cunningham, Curtis, Funkhouser, Glenn, Gilmore, Griffith, Hick, Kretsinger, Lukins, Martin, Morris, Morrison of Monroe, Pickering, Randolph, Reynolds, Robinson of Woodford, Slocumb, Stickney, Stookey, Tucker and Underwood.—24.

The bill was then

*Ordered* to a third reading.

On motion of Mr. Logan of Sangamon,

The rule was dispensed with, and the bill read the third time by its title; and

On the question, Shall the bill pass? it was decided in the affirmative, by yeas and nays, on the demand of Messrs. Lukins, and Thomas of Morgan, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Boyakin, Boyle, Bragg, Brown, Campbell, Caswell, Chapman, Cockle, Creel, Cross, Cummings, Dana, Davis, Dawson, Diarman, Eads, Ela, Erwin, Everett, Funkhouser, Glover, Griffith, Grubb, Hansford, Harrington, Harpole, Hart, Higgins, Hodges, Huffman, Janney, Johnston, Kinney, Kretsinger, Linder, Little of Fulton, Little of Will, Logan of Sangamon, McConnel, McLair, Miller, Miner, Morris, Morton, O'Conner, Omelveny, Ozburn, Prevo, Remann, Robb, Robinson of Menard, Stanley, Starkweather, Seehorn, Sherman, Shumway, Sims, Skinner, Slocumb, Smith, Stokes, Swing, Tappan, Turner, Wallace, Wardlaw, Watson, White, Williams, Wright and Wynne.—76.

Those who voted in the negative, are,

Messrs. Austin, Blakeman, Cunningham, Curts, Glenn, Gilmore, Hick, Lukins, Marshall, Martin, Morrison of Hancock, Morrison of Monroe, Pickering, Randolph, Reynolds, Robeson of Woodford, Stark, Stickney, Stookey, Thomas of Morgan, Tucker, Underwood, Williamson and Mr. Speaker.—24.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

On motion,

The House adjourned.

## TUESDAY, FEBRUARY 23, 1847.

House met, pursuant to adjournment.

Mr. Starkweather, from the select committee, to which was referred the Senate bill for "An act to improve the navigation of the Embarrass river," reported the same back with an amendment; which was read and concurred in.

The bill was then ordered to a third reading as amended.

The bill as amended was then read the third time by its title, the rule having been dispensed with, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate to the amendment of the House to said bill.

Mr. Martin, from the committee on the Penitentiary, to which was referred the petition of citizens of this State praying the Legislature to abolish capital punishment, reported against the prayer of said petitioners, and asked to be discharged from the further consideration of the subject; which was agreed to.



Mr. Williamson, from the members from the 2d Judicial Circuit, to whom was referred a bill for "An act to change the time of holding courts in the second Judicial Circuit," reported the same with an amendment, which was read and concurred in.

The bill was then ordered to be engrossed for a third reading.

On motion of Mr. Williamson,

The rule was dispensed with, and the bill read the third time by its title, and passed.

On his further motion,

The bill was so amended as to read "An act to authorize the Shelby-vill School District to elect school directors."

*Ordered* That the title be as amended, and that the Clerk ask the concurrence of the Senate in the passage thereof.

Mr. Shumway, from the committee on Finance, to which was referred the bill for "An act to authorize the tax payers of Union county, to pay taxes in their respective precincts," reported the same without amendment, and recommended its rejection.

The House then refused to order the bill to be engrossed for a third reading.

Mr. Dana presented the petition of John F. Grash and others, for "An act to incorporate Division No. 5, of the Sons of Temperance in Ogle county;" which was laid on the table.

A message from the Senate, by Mr. Moore, their Secretary :

*Mr. Speaker:* The Senate have concurred with the House of Representatives in the passage of bills, as amended by the Senate, entitled

"An act concerning the Muddy Saline Reservation in Jackson county;" and

"An act to divide the county of Gallatin, and to form out of the same the county of Saline."

In the amendments to said bills, I am directed to ask the concurrence of the House of Representatives.

The Senate have concurred with the House of Representatives in the passage of bills, severally entitled

"An act to authorize the Governor of this State to sell the salt wells and coal lands in the 'Saline Reserve,' in Gallatin county, for State indebtedness and for other purposes;"

"An act to amend 'An act to incorporate the Galena and Chicago Union Rail Road Company,' approved January 16, 1836;" and "An act to amend the same, approved 4th March 1837;"

"An act to adjust and settle the title to the wharfing privileges in Chicago, and for other purposes;"

"An act further to amend an act, entitled 'An act to incorporate the city of Alton,' approved July 21, 2837;"

"An act to erect the city of Quincy into a common school district;"

"An act in relation to that part of township thirty-nine, (39) north of range fourteen east of the third principal meridian, in relation to schools;"

"An act to provide for the collection of the revenue of Washington county, for the year A. D. 1844;"

"An act in relation to the town of Ottawa;"

"An act to amend the 7th section of the 37th chapter of the Revised Laws of 1845, in relation to 'Elections;'"

"An act to adorn the grave of the Hon. William Rhoads with a grave edifice;"

"An act supplemental to an act, entitled 'An act to authorize the appointment of Commissioners in other States,' approved March 1, 1845;"

"An act for the removal of the seat of justice of Logan county;" and

"An act in relation to certain public debtors;"

The Senate have also concurred with the House of Representatives in the adoption of a memorial and resolutions, on the subject of the consent of Congress to the sale of certain Saline lands, &c.

The Senate have refused to concur with the House of Representatives in the passage of a bill, entitled

"An act for the relief of Patrick Strachan and William D. Scott;"

The Senate have passed bills, in which they ask the concurrence of the House of Representatives, entitled

"An act to legalize the acts of the deputy surveyor of DuPage county;" and

"An act providing changes in the seventh and ninth Judicial Circuit, and for fixing the time for holding courts in the seventh Judicial Circuits."

Mr. Pickering, from the committee on Internal Improvements, to which was referred the bill for "An act to continue the charter of the Mount Carmel and Alton Rail Road Company," reported the same without amendment, and recommended, its passage.

The bill was then laid over until 11 o'clock.

Mr. Glover, from the committee on Counties, to which was referred the petition and remonstrance of sundry citizens praying the formation of a new county out of parts of the counties of Edgar and Vermilion, reported the same to the House, and asked to be discharged from the further consideration of the subject; which was granted, and leave was given Mr. Huffman to withdraw the same.

Mr. Thomas of Morgan, from the committee on the Judiciary, to which was referred the bill for "An act to provide for the recording transcript of judgments of Justices of the Peace," reported the same with an amendment, which was read and concurred in.

The bill was then

*Ordered* to be engrossed for a third reading.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in the passage thereof.

Mr. Reynolds, from the committee on Finance, reported a bill for "An act to authorize the sale of the Quincy House and its furniture;" which was read the first time, when,

On motion of Mr. Erwin,

Said bill was laid on the table.

Mr. Everett, from the committee on the Judiciary, to which was referred the bill for "An act to amend the law in relation to the crime of murder," reported the same and recommended its rejection.

The House then refused to order the bill to be engrossed for a third reading.

Mr. Glover, from the committee on Counties, to which was referred the bill for "An act vacating a portion of the town plat of Woodburn in the county of Macoupin," reported the same without amendment, and recommended its passage.

The bill was then

*Ordered* to be engrossed for a third reading.

On motion of Mr. Tappan,

The rule was dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

Mr. Kretsinger, from the committee on the Judiciary, to which was referred the bill for "An act amending chapter seventy-four of the Revised Statutes, relating to Negroes and Mulattoes," reported the same without amendment, and recommended the passage of the bill.

Mr. Williamson moved to lay the bill upon the table, which was decided in the negative, by yeas and nays, on the demand of Messrs. Kretsinger and Cunningham, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Blakeman, Boyakin, Bragg, Campbell, Casey, Creel, Cunningham, Dawson, Eads, Enloe, Erwin, Funkhouser, Griffith, Hayes, Hick, Hodges, Janney, Johnston, Logan of Jackson, Lukins, Marshall, Morrison of Monroe, Morton, Omelveny, Pickering, Prevo, Remann, Robb, Rutledge, Stanley, Seehorn, Shumway, Sims, Smith, Stickney, Stokes, Stookey, Swing, Turner, Underwood, White, Williamson, Wynne and Mr. Speaker.—47.

Those who voted in the negative, are,

Messrs. Archer, Austin, Barber, Boyle, Brown, Caswell, Chapman, Cross, Cummings, Dana, Davis, D'Wolf, Eddy, Ela, Everett, Glenn, Glover, Grubb, Hansford, Harrington, Harpole, Higgins, Huffman, Kinney, Kretsinger, Little of Fulton, Little of Will, McConnel, Miller, Miner, Morris, O'Conner, Peirson, Randolph, Reynolds, Robeson of Woodford, Robinson of Menard, Stark, Starkweather, Skinner, Slocumb, Tappan, Thomas of Morgan, Tucker, Wallace, Wardlaw, Watson and Williams.—48.

Mr. Stickney moved to strike out the word "two," which is the 2d section of the Revised Statutes, and which is proposed to be repealed by the bill under consideration.

The question was then taken on the motion of Mr. Stickney, and decided in the affirmative, by yeas and nays, on the demand of Messrs. Kretsinger and Tappan, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Blakeman, Boyakin, Bragg, Brown, Campbell, Casey, Caswell, Chapman, Cockle, Creel, Cunningham, Curts, Eads, Enloe, Erwin, Fry, Funkhouser, Griffith, Grubb, Harpole, Hart, Hayes, Hick, Higgins, Hodges, Janney, Johnston, Little of Fulton, Logan of Jackson, Marshall, Martin, Morrison of Monroe, Morton, Omelveny, Ozburn, Pickering, Prevo, Remann, Rey-

nolds, Robb, Rutledge, Stanley, Seehorn, Shumway, Sims, Slocumb, Smith, Stickney, Stokes, Stookey, Swing, Turner, Underwood, West, White, Williamson, Wynne and Mr. Speaker.—61.

Those who voted in the negative, are,

Messrs. Archer, Austin, Barber, Boyle, Cross, Cummings, Dawson, D'Wolf, Diarman, Eddy, Ela, Glenn, Glover, Hansford, Harrington, Huffman, Kinney, Kretsinger, Lukins, McConnel, Miller, Miner, O'Conner, Peirson, Robinson of Menard, Sherman, Skinner, Tappan, Thomas of Morgan, Tucker, Wallace, Wardlaw, Watson and Wright.—34.

The question was then taken on ordering the bill to be engrossed for a third reading, and decided in the negative, by yeas and nays, on the demand of Messrs. Kretsinger and Cross, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Barber, Blakeman, Boyle, Chapman, Cross, Cummings, Dana, Diarman, Eddy, Ela, Glenn, Glover, Hansford, Harrington, Higgins, Huffman, Kinney, Kretsinger, Little of Fulton, Little of Will, McConnel, Miller, Miner, Morris, Morton, Peirson, Robb, Robinson of Menard, Sherman, Skinner, Tappan, Thomas of Morgan, Tucker, Wallace, Wardlaw, Watson, Williams and Wright.—39.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Boyakin, Bragg, Brown, Campbell, Casey, Caswell, Cockle, Creel, Cunningham, Curtis, Dawson, Eads, Enloe, Erwin, Funkhouser, Griffith, Grubb, Harpole, Hayes, Hick, Hodges, Janney, Johnston, Logan of Jackson, Lukins, Marshall, Martin, Morrison of Monroe, Omelveny, Ozburn, Pickering, Prevo, Remann, Reynolds, Robeson of Woodford, Rutledge, Stanley, Seehorn, Shumway, Sims, Slocumb, Smith, Stickney, Stokes, Stookey, Swing, Turner, Underwood, West, White, Williamson, Wynne and Mr. Speaker.—56.

Mr. Buckley, from the committee on Engrossed Bills, reported as correctly engrossed, a bill for "An act to attach a portion of Logan county to the county of DeWitt."

On motion of Mr. Reynolds,

The rule was dispensed with, and the bill for "An act to suppress riots and regulating companies, and maintain the supremacy of the laws," was taken up for consideration.

On motion of Mr. Eddy,

SECTIONS, 7, 8 and 9 were stricken out, and the words "or county" added to the second section.

Mr. Dawson moved the previous question; which was not sustained.

Mr. Underwood moved to strike out the words "punished by confinement in the Penitentiary," wherever it occurs, and insert "shall be fined not exceeding \$1000 and imprisoned not exceeding six months," which was decided in negative, by yeas and nays, on the demand of Messrs. Logan of Sangamon, and Eddy, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Fulton, Barber, Blakeman, Boyakin, Cockle, Cunningham, Fry, Griffith, Hansford, Janney, Johnston, Little of Will, Logan of Sangamon, Lukins, Morris, Ozburn, Peirson, Prevo, Randolph, Remann, Robb, Robinson of Menard, Stark, Sherman, Smith, Stickney,

Stookey, Thomas of Morgan, Underwood, Wardlaw, White, Williams and Wright.—34.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Brown, Bailey of Rock Island, Boyle, Bragg, Buckley, Casey, Caswell, Cross, Cummings, Curts, Dana, Davis, Dawson, D'Wolf, Eads, Eddy, Ela, Enloe Erwin, Funkhouser, Glenn, Harrington, Hart, Hayes, Higgins, Hodges, Huffman, Kinney, Kretsinger, Logan of Jackson, McConnel, Marshall, Martin, Miller, Miner, Morrison of Monroe, Morton, Omelveny, Pickering, Reynolds, Robeson of Woodford, Rutledge, Stanley, Starkweather, Seehorn, Shumway, Sims, Slocumb, Stokes, Swing, Tappan, Turner, Watson, Williamson, Wynne and Mr. Speaker.

—57.

Mr. Reynolds moved the previous question; which was ordered.

The bill was then

*Ordered* to be engrossed for a third reading.

On motion of Mr. Reynolds,

The rule was dispensed with, and the bill read the third time by its title, and

On the question "shall the bill pass?" It was decided in the negative, by yeas and nays, on the demand of Messrs Messrs. Logan of Sangamon, and Janney, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Boyle, Caswell, Creel, Cummings, Curts, Davis, D'Wolf, Eads, Eddy, Ela, Enloe, Erwin, Funkhouser, Griffith, Grubb, Harrington, Hart, Hayes, Higgins, Hodges, Kinney, Kretsinger, Little of Fulton, Logan of Jackson, McConnell, Marshall, Miller, Miner, Morton, Pickering, Reynolds, Starkweather, Shumway, Slocumb, Stokes, Swing, Tappan, Turner, Wallace, Watson and Mr. Speaker.—46,

Those who voted in the negative, are,

Messrs. Austin, Blakeman, Boyakin, Bragg, Brown, Buckley, Campbell, Casey, Cockle, Cross, Dana, Dawson, Everett, Fry, Glenn, Hansford, Harpole, Hick, Huffman, Janney, Johnston, Little of Will, Logan of Sangamon, Lukins, Martin, Morris, Morrison of Hancock, Morrison of Monroe, Omelveny, Ozburn, Peirson, Prevot, Randolph, Remann, Robb, Robeson of Woodford, Robinson of Menard, Rutledge, Stanley, Stark, Seehorn, Sherman, Sims, Smith, Stickney, Stookey, Thomas of Morgan, Underwood, Wardlaw, White, Williams, Williamson, Wright and Wynne.

—54.

Mr. Omelveny, from a select committee, to which was referred a petition for that purpose, reported a bill for "An act to revive a certain act therein mentioned;" which was twice read, and

*Ordered* to be engrossed for a third reading.

On motion of Mr. Omelveny,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title of the bill be as aforesaid, and that the Clerk ask the concurrence of the Senate in the passage thereof.

On motion of Mr. Boyakin,

Leave was given Mr. Enloe, to withdraw certain papers on file relative to the Massac difficulties.

Mr. Shumway, from the committee on Finance, to which was referred the engrossed bill for "An act making appropriations for the pay of the officers and privates under the command of General J. J. Hardin and Major W. B. Warren, during the years 1845 and 1846," with certain instructions, reported a substitute for the bill, accompanied by a written report, which were read.

Mr. Logan of Sangamon, from the minority, also made a written report; which was also read.

On motion of Mr. Dawson,

The blank in the substitute was filled with "50."

The substitute as amended was then adopted.

Mr. Johnston moved to reconsider the vote last taken; which was not agreed to.

Mr. Dawson moved the previous question; which was sustained by the House.

The bill then passed.

*Ordered*, That the title of the bill be as aforesaid, and that the Clerk ask the concurrence of the Senate, in the passage thereof.

Mr. Reynolds, from the committee on Finance, to which was referred the bill for "An act making appropriations for the pay of the officers and privates in the expedition to Hancock county, in the fall of the year of 1846, under Governor Ford," reported the same without amendment.

Mr. Logan of Sangamon, moved to refer the bill to the committee on Claims, with instructions that they report to-morrow, and that said committee allow such pay as they think legal and right.

Mr. Reynolds moved to amend the proposed instructions by adding the following, viz:

"That they make it on the basis of 50 privates to a company, and the militia laws of this State to govern for a battalion, and that the pay be regulated by the laws of the United States;" which amendment was not agreed to.

The bill was then referred with the instructions, as proposed by Mr. Logan of Sangamon.

Mr. Buckley, from the committee on Engrossed and Enrolled Bills, reported as correctly enrolled, and this day laid before the Council of Revision, bills of the following titles:

"An act for the relief of W. P. Bennett, collector of Clark county;"

"An act making further provisions for the education of the Deaf and Dumb;"

"An act to amend an act, entitled 'An act to incorporate the Chicago and Rock River Plank Road Company,' approved January first, one thousand eight hundred and forty-five;"

"An act to relocate the county seat of Calhoun county, and provide for the erection of public buildings;"

"An act to authorize the Governor of this State to sell the salt wells and coal lands in the Saline reserve in Gallatin county, for State indebtedness and for other purposes;"

"An act in relation to that part of township thirty-nine, north of range fourteen, east of the third principal meridian, in relation to Schools;"

"An act further to amend an act, entitled 'An act to incorporate the city of Alton,' approved July twenty-first, A. D. 1837;"

"An act in relation to the town of Ottowa;"

"An act to amend the seventh section of the thirty-seventh chapter of the Revised Laws, of one thousand eight hundred and forty-five, in relation to elections;"

"An act for the removal of the seat of justice of Logan county;"

"An act in relation to certain public debtors," and

"An act in relation to limited partnerships."

On motion,

The House adjourned until half past two o'clock, P. M.

HALF PAST TWO O'CLOCK, P. M.

House met pursuant to adjournment.

Mr. Omelveny, from the committee on Enrolled and Engrossed Bills, reported as correctly engrossed, a bill for "An act for the formation of the county of Polk."

Mr. Archer, from the committee on State Roads, to which was referred sundry bills and petitions on the subject of roads, reported a bill for "An act to locate, re-locate, vacate and establish certain State Roads;" which was read the first time, and

*Ordered* to a second reading.

The bill was then read the second time by its title,

Mr. Shumway moved to amend the 41st section of the bill, by adding the following:

"*Provided*, That the county commissioners of Christian county, may pay on such certificates an amount that shall be a just and reasonable allowance to the commissioners, surveyor and hands who located said road, for the time necessarily required in locating said road through Christian county."

On motion of Mr. Stokes,

The amendment proposed by Mr. Shumway, was laid on the table.

Mr. Bragg moved to amend the bill by striking out the first section.

Mr. Stokes moved the previous question; which was ordered.

The question was then taken on the amendment proposed by Mr. Bragg, and decided in the negative.

The bill was then

*Ordered* to be engrossed for a third reading.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and the bill read the third time by its title.

On motion of Mr. Bailey of Fulton,

The 5th section of the bill was amended by adding the words "Lewiston, in."

On motion of Mr. Reynolds,

The bill was amended by adding the following proviso to the 8th section, viz:

"*Provided* the expenses incurred under the 8th section of this act shall be paid two-thirds by Monroe county, and one third by St. Clair county."

On motion of Mr. Robb,

The 23d section of the bill was amended so as to read as follows, to-wit:

"From Bloomington to Concord in McLean county, thence to Mackinawtown in Tazewell county to Pekin on the Illinois river."

On motion of Mr. Eads,

The bill was amended by striking out the 11th section.

On motion of Mr. O'Conner,

The bill was amended by adding the following as an additional section:

"That William Byrne, Thomas W. Hannessy and Daniel Cosgrove be and are hereby appointed commissioners to re-locate a part of a State road leading from Ottawa to Peru, commencing at the west side of section four in township thirty-three, range one east of the third principal meridian, running through the north-half of section five to the Pecumsagen creek, where the road is now travelled, passing near the centre of the north east quarter of section six, thence south west to intersect the State road, where now laid out, at or near the bridge on the farm of Isaac Hardy, to be left with said commissioners to select the most eligible ground."

The bill as amended was then passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in the passage thereof.

On motion of Mr. Glover,

Senate bill for "An act to amend an act entitled 'An act for the completion of the Illinois and Michigan canal, and for the payment of the canal debt,' approved, February 21, 1843," was taken up, read the first time by its title, and

*Ordered* to a second reading.

On motion of Mr. Morris,

The rule was dispensed with, and the bill read the second time by its title.

Mr. Morris moved to refer the bill to the committee on Canals and Canal Land.

On motion of Mr. Underwood,

The motion of reference was laid on the table.

The bill was then,

*Ordered* to a third reading.

On motion of Mr. Sherman,

The rule was dispensed with, and the bill read the third time by its title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have laid on the table until the 4th of July, the bill of the House, entitled "An act for the improvement of the breed of sheep."



The Senate have concurred with the House of Representatives in the passage of a bill entitled "An act to construct a rail road from Alton in Madison county, to Springfield in Sangamon county," as amended by striking out the last section; in which amendment the Senate ask the concurrence of the House of Representatives.

The Senate have concurred with the House of Representatives in the passage of bills entitled

"An act concerning a portion of the Northern Cross Rail Road;"

"An act making appropriations for the pay and expenses of the Illinois Militia, called into service during the years one thousand eight hundred and forty-four and five;"

"An act to change the name of the county of Marquette, to organize the same, and to attach a portion of the county of Adams thereto, and to provide for the collection of the revenue therein, and for other purposes therein mentioned."

"An act to authorize the Shelbyville school district to elect school directors;"

"An act in relation to the incorporation of the town of Belleville;"

"An act to amend the city charter of the city of Quincy;"

"An act to amend the act entitled, 'Mills and Millers;'"

"An act in relation to the change of names," and

"An act to vacate the plat of the town of Belvidere in Boone county;"

The Senate have passed a bill, in which they ask the concurrence of the House of Representatives, entitled "An act incorporating the Moline Manufacturing company;"

And have indefinitely postponed the bill of the House, entitled "An act in relation to turnpike gates, toll-bridges and ferries."

The Senate have concurred with the House of Representatives in their several amendments, (made to obviate the objections of the Council of Revision,) to bills, entitled

"An act for the benefit of the heirs of James M. Reynolds, deceased;"

"An act to enable the administrator of John Hynes, late of Massac county, deceased, to join in certain conveyances;" and

"An act for the benefit of the heirs of George Morris, deceased, late of Effingham county," and have repassed said bills.

On motion of Mr. Eddy,

The bill with the amendments of the Senate, entitled "An act to divide the county of Gallatin, and to form out of the same the county of Saline," was taken up, and the amendments of the Senate read and concurred in.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Reynolds,

The bill for "An act making appropriations for the years one thousand eight hundred and forty-seven and forty-eight," was taken up for consideration.

The question was then taken on Mr. Morris' amendment, and decided in the negative.

Mr. Marshall moved to amend the bill by striking out "1,600 dollars," the salary of the State Treasurer for two years, and insert "2,000 dollars;" which was decided in the negative, by yeas and nays, on the demand of Messrs. Marshall and Skinner, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Fulton, Bailey of Rock Island, Barber, Cockle, Cross, Cummings, Cunningham, Dana, Davis, D'Wolf, Ela, Erwin, Everett, Funkhouser, Glover, Grubb, Hansford, Harrington, Hayes, Hick, Janney, Johnston, Little of Will, Logan of Jackson, Marshall, Ozburn, Peirson, Starkweather, Seehorn, Sherman, Skinner, Slocumb, Wallace, Wardlaw, Williams and Mr. Speaker.—36.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Brown, Blakeman, Boyakin, Boyle, Bragg, Brown, Buckley, Campbell, Casey, Creel, Curtis, Dawson, Diarman, Eads, Fry, Glenn, Griffith, Harpole, Hart, Higgins, Hodges, Kinney, Kretsinger, Little of Fulton, Logan of Sangamon, Lukins, McConnel, Miller, Miner, Morris, Morrison of Hancock, Morrison of Monroe, O'Conner, Pickering, Prevo, Randolph, Remann, Reynolds, Robb, Robinson of Menard, Rutledge, Stanley, Shumway, Sims, Smith, Stickney, Stokes, Stookey, Thomas of Morgan, Tucker, Turner, Underwood, Watson, White, Williamson and Wynne.—59.

On motion of Mr. Cockle,

The bill was amended by adding the following, to-wit:

"To John Hutchinson, the sum of forty-two dollars and ten cents, in full of the funeral expenses of the Honorable William Rhoades, deceased."

On motion of Mr. Johnston,

The bill was amended by adding the following, to-wit:

"To William Thomas, the sum of five dollars, the amount by him paid to Mr. Myers, for preparing the State House for the deaf and dumb exhibition."

On motion of Mr. Reynolds,

The blank in the bill for the salary of the Secretary of the Fund Commissioner, was filled with "800 dollars."

On motion of Mr. Dawson,

The bill was amended by adding the following, to-wit:

"To Murray McConnell, the sum of four dollars and fifty cents for one day's services as Assistant Clerk, *pro tem*."

Mr. Boyakin moved the previous question, which was sustained by the House.

The amendment of the committee as amended was then concurred in.

The bill was then

*Ordered* to be engrossed for a third reading.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and the bill read the third time by the title.

On the question, "Shall the bill pass?"

It was decided in the negative, by yeas and nays, on the demand of Messrs. Cunningham and Shumway, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Fulton, Bailey of Rock Island, Barber, Cockle, Cross, D'Wolf, Ela, Everett, Glenn, Glover, Kinney, Little of Fulton, Little of Will, Peirson, Remann, Robinson of Menard, Stanley, Starkweather, Sherman, Skinner, Slocumb, Thomas of Morgan, Wallace and Watson.—25.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Brown, Blakeman, Boyakin, Bragg, Brown, Campbell, Casey, Caswell, Chapman, Creel, Cummings, Cunningham, Curtis, Dana, Dawson, Diarman, Eads, Erwin, Funkhouser, Griffith, Grubb, Hansford, Harpole, Hayes, Hick, Higgins, Hodges, Janney, Johnston, Kretsinger, Logan of Jackson, Logan of Sangamon, Lukins, McConnel, Marshall, Martin, Miller, Miner, Morris, Morrison of Hancock, Morrison of Monroe, Morton, O'Conner, Omelveny, Ozburn, Pickering, Prevo, Randolph, Reynolds, Robb, Robeson of Woodford, Rutledge, Stark, Seehorn, Shumway, Sims, Smith, Stickney, Stokes, Stookey, Turner, Underwood, Wardlaw, White, Williams, Williamson, Wynne and Mr. Speaker.—69.

Mr. Logan of Sangamon moved to reconsider the vote taken on the passage of the bill; which was agreed to.

On motion of Mr. Morris,

A call of the House was ordered.

And the roll being called, the following members were absent: Messrs. Archer, Cantrill, Enloe, Swing, Tappan and Wright.

On motion of Mr. Shumway,

The further proceedings under the call of the House were dispensed with.

On motion of Mr. Johnston,

The vote on the previous question was re-considered.

Mr. Shumway moved to re-commit the bill to the committee on Public Accounts and Expenditures, with instructions that they so amend the salary of Judges Caton, Purple, Kærner, Thomas and Denning, as to make them one thousand dollars per annum.

Mr. Glover moved to amend the proposed instructions so as to require said committee to amend the bill by striking out "three dollars and fifty cents," the per diem pay of the members, and insert "one dollar."

Mr. Underwood moved "three dollars."

Mr. Skinner "four dollars."

And then,

The House adjourned until 7 o'clock, P. M.

#### SEVEN O'CLOCK, P. M.

House met pursuant to adjournment.

Mr. Thomas of Morgan, from the committee on the Judiciary, to which was referred the bill for "An act regulating the terms of courts in the first judicial circuit," reported the same with a substitute, which was read and concurred in.

The bill was then

*Ordered* to be engrossed for a third reading.

The rule being dispensed with, the bill was read the third time by its title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in the passage thereof.

On motion of Mr. Pickering,

The bill for "An act to continue the charter of the Mount Carmel and Alton Railroad Company," was taken up.

The amendment proposed by Mr. Funkhouser, was then agreed to, and the bill

*Ordered* to be engrossed for a third reading.

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in the passage thereof.

On motion of Mr. Thomas of Morgan,

The Senate bill for "An act in relation to the town of Pecatonica in the county of Winnebago, and to change the name thereof to Rockton," was taken up, the rule dispensed with, the bill read twice by its title, and

*Ordered* to a third reading.

The rule was dispensed with, and the bill read the third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. Archer, on leave, from a select committee, to which was referred the Senate bill entitled "An act to vacate the town plat of the town of Kickapoo Mills, in the county of Peoria," reported the same with an amendment, which was read and concurred in.

The rule was then dispensed with, and the bill

*Ordered* to a third reading, as amended, and

The rule being further dispensed with, the bill was read the third time by its title, and passed.

Mr. Archer moved to amend the title by adding "and Pleasant View in Clark county," which was agreed to.

*Ordered*, That the title of the bill be as amended, and that the Clerk inform the Senate thereof, and ask their concurrence in the amendment of the House to said bill and title.

On motion of Mr. Turner,

The rule was dispensed with, and the bill from the Senate entitled "An act for the benefit of Basset & Taylor of Beardstown, Illinois," was taken up, read twice by the title, and

*Ordered* to a third reading.

The rule was further dispensed with, and the bill read the third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

On motion of Mr. Hick,

The Senate bill for "An act to empower the guardian of the heirs of William Hick, deceased, to sell and convey certain real estate therein mentioned," was taken up, and the rule being dispensed with, the bill was twice read by its title, and

*Ordered* to a third reading.

The rule was further dispensed with, and the bill read the third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

On motion of Mr. Cross,

The Senate bill for "An act to provide for the maintenance of the Rockford bridge," was taken from the orders, read twice by the title, and

*Ordered* to a third reading.

On his further motion,

The rule was dispensed with, and the bill read the third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. Morton, on leave, introduced a bill for "An act for the early distribution of the laws and journals;" which was twice read by the title, and

*Ordered* to be engrossed for a third reading.

On motion of Mr. Morton,

The rule was dispensed with, and the bill read the third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

On motion of Mr. Cross,

The Senate bill for "An act to incorporate the Rockford Female Seminary," was taken from the orders, read twice by the title, and

*Ordered* to a third reading.

On his further motion,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. Logan of Sangamon, on leave, submitted the following resolution, which was read, and adopted, viz:

*Resolved by the House of Representatives, the Senate concurring herein*, That the acts passed at this General Assembly, shall be bound in half binding; and that but five hundred copies of the incorporation and private acts be printed.

On motion of Mr. Morris,

The Senate bill for "An act to compensate the superintendent of common schools for past services," was taken from the orders, read, and

*Ordered* to a second reading.

On his further motion,

The rule was dispensed with, and the bill read the second time by the title.

Mr. Morris moved to amend the bill, by striking out "six hundred," and inserting "three hundred;" when,

On motion of Mr. Boyakin,

The further consideration of the bill and proposed amendment was postponed until two o'clock, to-morrow afternoon.

On motion of Mr. Wallace,

Leave was given him to withdraw from the files of the House certain

papers relative to the location of the county seat of Whiteside county; also, the petition of Samuel Slocumb.

Mr. Pierson, on leave, from the select committee to which was referred a bill for "An act changing the times of holding courts in the seventh judicial circuit," reported the same with a substitute for the original bill, which was concurred in, and the bill as amended,

*Ordered* to be engrossed for a third reading.

On motion of Mr. Peirson,

The rule was dispensed with, and the bill read the third time by the title, and passed.

On his further motion,

The title of the bill was amended, so as to read, "An act to regulate the granting of licenses for the sale of spirituous liquors in the county of McHenry."

*Ordered*, That the title be as amended, and that the Clerk ask the concurrence of the Senate in its passage.

On motion of Mr. Bragg,

The Senate bill for "An act defining the liabilities of the securities of Charles Kitchens, late agent of the internal improvement fund of Greene county," was taken from the orders, and read twice by the title.

Mr. Underwood moved to refer the bill to the committee on the Judiciary.

Mr. Dawson moved to lay the motion of reference on the table; which was not agreed to.

The bill was then referred to the committee on the Judiciary.

Mr. Logan of Jackson, on leave, from a select committee, to which was referred a bill for "An act for the purposes therein named," reported the same back, without amendment, and recommended its passage.

*Ordered* to be engrossed for a third reading.

On his motion,

The rule was dispensed with, and said bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Hick,

The Senate bill for "An act to allow John Crenshaw to liquidate the amount he owes to the State," was taken from the orders and twice read by the title.

On motion of Mr. Eddy,

The bill was amended by adding the following as an additional section, viz:

"Sec. 3. The administrator or administrators of Timothy Guard, deceased, and of Benjamin White, deceased, or their securities, be and they are hereby allowed to pay their respective debts to the State, accruing in respect to arrears of rent for the salt works of Gallatin county, formerly occupied by said deceased persons, whether done by the terms of the original leases, or by note, or judgment, in any bonds of this State, or evidences of State indebtedness, (except the Macalister & Stebbins bonds,) in like manner as is herein above pro-

vided and allowed for the relief of the said John Crenshaw; also, that if there be any other person or persons indebted to this State, for or on account of rent for said salt works, or any part thereof, either as principals or sureties, such person or persons, their heirs, sureties, &c. shall be entitled to, and are hereby allowed to discharge such indebtedness in the same manner, and on the same terms, as herein before provided for the said Crenshaw."

On motion of Mr. Stickney,

The bill was further amended in the first section, by inserting after the words "State indebtedness," the words "except the Macalister and Stebbins bonds."

The bill, as amended, was,

*Ordered* to a third reading.

On motion of Mr. Hick,

The rule was dispensed with, and the bill read the third time by the title, and passed.

On his further motion,

The title was amended by adding after the word "Crenshaw," the words "and others."

*Ordered*, That the title be as amended, and that the Clerk inform the Senate thereof, and ask their concurrence in the amendments thereto.

On motion of Mr. Cockle,

The Senate bill for "An act supplemental to an act giving additional power and authority to the city council of the city of Peoria," was taken from the orders, read a first and second times by the title, and

*Ordered* to a third reading.

On his further motion,

The rule was dispensed with, and said bill read a third time, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

Mr. Glover, on leave, from the committee on Counties, to which was referred a bill for "An act to establish the county of Bradley," reported the same back without amendment, and recommended its passage.

*Ordered* to be engrossed for a third reading.

On motion of Mr. Logan of Jackson,

The rule was dispensed with, and said bill read a third time by the title; when,

On motion of Mr. Omelveny,

The further consideration of the bill was indefinitely postponed.

On motion of Mr. Barber,

The Senate bill for "An act to amend chapter eighty-nine of the Revised Statutes," was taken from the orders, read a first and second times by the title, and

*Ordered* to a third reading.

On his further motion,

The rule was dispensed with, and said bill read a third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

On motion of Mr. Thomas of Morgan,

The Senate amendment to the House bill for "An act requiring the

punctual discharge of duties by the Attorney General and the several States Attorneys," was taken from the orders, read and concurred in.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. D'Wolf,

\* The Senate bill for "An act to incorporate the Mechanics' Institute of the city of Alton," was taken from the orders, read a first and second times by the title, and

*Ordered* to a third reading.

On his further motion,

The rule was dispensed with, and said bill read a third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

On motion,

The House adjourned until nine o'clock to-morrow morning.

### WEDNESDAY, FEBRUARY 24, 1847.

House met, pursuant to adjournment.

The reading of yesterday's journal was dispensed with.

Mr. Blakeman, on leave, from a select committee, reported a bill for "An act to require the people of Alton to pay a part of the election and court expenses of the county of Madison," which was read twice by the title, and

*Ordered* to be engrossed for a third reading.

The rule was further dispensed with, and the bill read the third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in the passage thereof.

On motion of Mr. Smith,

The rule was dispensed with, and the Senate bill for "An act to change the name of the town of Amity, in Bond county, to the name of Pocahontas," was taken up, twice read, and

*Ordered* to a third reading.

The rule was further dispensed with, and the bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. Thomas of Morgan, from the committee on the Judiciary, to which was referred the bill for "An act to provide for the apprehension of fugitives from justice," reported the same without amendment.

The bill was then

*Ordered* to be engrossed for a third reading.

On motion of Mr. Thomas of Morgan,

The rule was further dispensed with, and the bill read the third time by its title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in the passage thereof.



On motion of Mr. Curtis,

The rule was dispensed with, and the Senate bill for "An act to provide for an election to re-locate the seat of justice of Henderson county," was taken up, twice read by the title, and

*Ordered* to a third reading.

The rule was further dispensed with, and the bill read the third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

On motion of Mr. Funkhouser,

The rule was dispensed with, and the Senate bill for "An act to authorize Joseph S. Jackson to build a dam across the Kaskaskia river," taken up, twice read by its title, and

*Ordered* to a third reading.

The rule was further dispensed with, and the bill read the third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. Everett, from the committee on the Judiciary, to which was referred the bill from the Senate for "An act for the relief of the heirs of James B. Lovell, late of the county of Fulton, deceased," reported the same without amendment, and recommended its passage.

The bill was then

*Ordered* to a third reading.

On motion of Mr. Little of Fulton,

The rule was further dispensed with, and the bill read the third time by its title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

On motion of Mr. Bailey of Rock Island,

The Senate bill for "An act incorporating the Moline Manufacturing Company," the rule being dispensed with, was three times read by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. Buckley, from the committee on Engrossed and Enrolled Bills, reported as correctly enrolled, and this day laid before the Council of Revision, bills of the following titles, viz:

"An act making appropriations for the Illinois militia, called into service during the year one thousand eight hundred and forty-five;"

"An act in relation to the incorporation of the town of Belleville;"

"An act to adorn the grave of the Hon. William Rhodes, with a grave edifice;"

"An act supplemental to an act entitled 'An act to authorize the appointment of Commissioners in other States,' approved March 1, 1845;" and

"An an act to amend 'An act to incorporate the Galena and Chicago Union Railroad Company,' approved January sixteenth, one thousand eight hundred and thirty-six, and an act to amend the same, approved fourth March, one thousand eight hundred and thirty-seven."

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have concurred with the House of Representatives in their amendments to bills of the Senate, entitled

"An act for the relief of Michael Kennedy;" and

"An act to locate a State road and build a bridge."

The Senate have indefinitely postponed the bill of the House of Representatives, entitled

"An act to provide for the payment of costs in criminal cases;"

The Senate have concurred with the House of Representatives in the passage of bills entitled

"An act authorizing Isaac G. Israel to construct a turnpike road in Pike county;"

"An act to incorporate the town of Sparta in Randolph county;"

"An act to incorporate the town of Hainesville, and for other purposes;"

"An act to incorporate the Rock Island and La Salle Railroad Company;"

"An act to authorize Robert Keith to keep a ferry across the Mississippi river;"

"An act to amend an act entitled 'An act to provide for the dedication of lots in towns situated on canal lands to public purposes;'"

"An act to incorporate the town of Lima in Adams county;"

"An act in relation to lotteries, and to prohibit the vending and selling of lottery tickets;"

"An act to re-locate and establish the county seat of Mercer county;"

"An act to incorporate the Chicago Bethel Association;"

"An act to vacate a part of the town plat of the eastern addition to the town of Macomb, also the entire plat of the town of Sewardsville in the county of McDonough;"

"An act to legalize the sale of certain school lands in Sangamon county;"

"An act to regulate the election of justices of the peace in the town of Athens;"

"An act to vacate town plats;"

"An act to amend an act entitled 'An act to incorporate the Liverpool, Canton and Knoxville Railroad Company;'"

"An act to incorporate the Canton Library Association;"

"An act authorizing an additional justice of the peace in New Boston precinct in Mercer county;" and

"An act to authorize the levying and collecting of taxes for school purposes in the county of Iroquois, and for the sale of section sixteen in township twenty-five north, of range eleven west."

The Senate have, furthermore, passed a bill, in which they ask the concurrence of the House of Representatives, entitled

"An act to amend the twenty-eighth chapter of the Revised Statutes, entitled 'County Orders and County Funds.'"

Mr. Buckley, from the committee on Engrossed and Enrolled Bills, reported, as correctly engrossed, bills of the following titles:

"An act to authorize the Protestant Episcopal Church of this State to raise a fund for the support of a Bishop, and for other purposes;"

"An act to amend 'An act in relation to the town of Ottawa;" and

"An act to regulate the fees of the Clerk of the Supreme Court, Circuit Clerks, Judges of Probate, and Recorders."

On motion of Mr. Skinner,

The bill from the Senate, entitled "An act to authorize the re-funding of the State debt," was taken up and read.

Mr. Eddy moved to lay the bill on the table and print it, and that it be made the special order of the day for to-morrow, at 2 o'clock, P. M.; when,

On motion of Mr. Everett,

The motion to print was laid on the table.

Mr. Eddy withdrew his motion to lay on the table.

The bill was then

*Ordered* to a second reading.

On motion of Mr. Boyakin,

The rule was dispensed with, and the bill read a second time by its title.

Mr. Underwood moved to amend the bill by striking out section first, and inserting the following, to wit:

"Sec. 1. That the Governor, Auditor and Treasurer, be a Board of Commissioners to receive, examine and inspect the State Bonds and all other evidences of State indebtedness, except the Canal indebtedness, the Macalister and Stebbins bonds, and other evidences of State indebtedness issued fraudulently, for which the State has received no good or valuable consideration, and make a registry of the same, stating the date, amount, person to whom issued, and the present owner of State indebtedness, and the nature of such indebtedness, and to stamp or endorse the genuine evidences of indebtedness as true and genuine: *Provided*, That all evidences of State indebtedness registered within two years after the passage of this act shall be entitled to a preference in the payment of interest on State indebtedness.

"Sec. 2. All expenses necessarily incurred under this act shall be paid out of the contingent fund."

Also, strike out sections two, three, four, five, and all of section six, except the last sentence, and all of section seven after the word "act" in the fifth line of said section seven.

Mr. Eddy moved to lay the bill and proposed amendment on the table, and make them the special order of the day for to-morrow at 2 o'clock, P. M.

Mr. Glover moved to lay the amendment on the table; which was not agreed to, by yeas and nays, on the demand of Messrs. Huffman and Underwood, as follows:

Those who voted in the affirmative, are,

Messrs. Barber, Boyakin, Bragg, Chapman, Cockle, Dana, Eads, Ela, Enloe, Everett, Glover, Grubb, Hansford, Harrington, Harpole, Hayes, Hick, Higgins, Kinney, Kretsinger, Little of Will, Logan of Jackson, Logan of Sangamon, Marshall, Martin, Miller, Morris, O'Conner, Peirson, Prevo, Stanley, Starkweather, Seehorn, Sherman, Skinner, Slocumb, Stickney, Swing, Turner, Wardlaw, Watson, Williams, Wynne and Mr. Speaker.—44.

Those who voted in the negative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Blakeman, Boyle, Brown, Buckley, Campbell, Casey, Caswell, Constant, Creel, Cross, Cummings, Cunningham, Curts, Davis, Dawson, Diarman, Eddy, Erwin, Fry, Funkhouser, Griffith, Hart, Hodges, Huffman, Johnston, Lukins, McConnell, McDowell, Morrison of Hancock, Morrison of Monroe, Morton, Omelveny, Ozburn, Pickering, Randolph, Remann, Reynolds, Robb, Robinson of Woodford, Robinson of Menard, Rutledge, Stark, Sims, Smith, Stokes, Stookey, Tappan, Thomas of Morgan, Underwood, White, Williamson and Wright.—57.

• Mr. Logan moved that one hundred and seventy-five copies of the bill and amendment be printed.

Mr. Pickering moved three hundred; which was agreed to.

The question was then taken on Mr. Eddy's motion, as amended, and decided in the affirmative.

On motion of Mr. Boyakin,

The vote taken yesterday on the passage of the bill for "An act to suppress riots and regulating companies, and maintain the supremacy of the laws," was re-considered.

On motion of Mr. Boyakin,

The bill was amended by striking out in section four, second line, and in section five, third line, the words "peace officer," and "any other officer or individual," and inserting in place of the last words "member of a posse comitatus."

Also, add,

"Sec. 11. This act shall be in force two years from and after its passage, and no longer."

The bill, as amended, was then passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in the passage thereof.

Mr. Tappan presented the petition of forty-one citizens of Macoupin county, praying the formation of a new county from the counties of Sangamon, Morgan and Macoupin; which, without reading, was

Referred to the committee on Counties.

And then,

The House adjourned until two o'clock P. M.

TWO O'CLOCK, P. M.

House met, pursuant to adjournment.

On motion of Mr. Thomas of Morgan,

The Senate bill entitled "An act to incorporate the Adelphi of Knox College," was taken up, and, the rule being dispensed with, the bill was twice read by its title, and

*Ordered* to a third reading.

The rule was further dispensed with, and the bill read the third time by its title, and passed.

*Ordered*, That the title be as aforesaid, and that Clerk inform the Senate thereof.

On motion of Mr. Hick,  
The Senate bill for "An act finally closing the affairs of the State Bank of Illinois, was taken up, read, and  
*Ordered to a second reading.*

On motion of Mr. Boyakin,  
The rule was dispensed with, and the bill read the second time by the title.

Mr. Boyakin moved to amend the bill by striking out all after the enacting clause, and inserting the following, in lieu thereof:

"That an act entitled "An act to incorporate the subscribers to the Bank of Illinois," approved February twelfth, eighteen hundred and thirty-five, be and the same is hereby repealed, from and after the expiration of the time for which the charter of said bank was continued by the third section of "An act to diminish the State debt and put the State Bank into liquidation," approved January twenty-fourth, eighteen hundred and forty-three; and upon the expiration of said time, the estate of said bank, real and personal, shall not revert, but vest in three Commissioners, to be elected by the joint vote of the two Houses of the General Assembly at its present session, who shall be commissioned by the Governor, and continue in office for the term of two years; and all liabilities of said bank to creditors shall thenceforth attach to said Commissioners; and all debts due or liabilities incurred to said bank shall be deemed to be due and performable to said Commissioners.

"SEC. 2. The said Commissioners, before they enter upon the discharge of the duties of their office, shall each enter into bond to the Governor of the State and his successors in office, for the use of any person now or who may hereafter become interested, in the sum of twenty thousand dollars, with good security, to be approved by the Governor, and filed in the office of the Secretary of State. Said bonds shall be conditioned for the faithful performance of duty by said Commissioners, respectively, and to render a just and true account of their actings and doings in their said offices, and to pay over all moneys which may come to their hands to the persons entitled thereto, after deducting eight per cent. as their commissions upon all collections made by them, which shall be in full of all compensation for services by said Commissioners to be rendered under the provisions of this act.

"SEC. 3. The said Commissioners, or either of them, are hereby required, after the expiration of the time for which the charter of said bank was extended by the third section of the act aforesaid, and they shall have been qualified as aforesaid, to take possession of the banking houses of said bank and its branches, and also of all the goods, chattels, title papers, credits, effects, cash and bank bills belonging to said bank, wheresoever the same may be found; and if obstructed in the execution of any of the powers vested in them by this act, said Bank Commissioners shall have power to call upon the Sheriff, Coroner, or any Constable of the proper county, who is hereby required to assist said Commissioner or Commissioners, and if necessary, to call to his aid the power of the county; and if any officer or agent of said bank, or any other person or persons, shall wilfully resist or hinder, or in anywise obstruct the said Commissioner or Commissioners, or any other person called to his aid, as aforesaid, in the

performance of any of the duties imposed upon them by this act, or shall embezzle, secrete, transfer, assign, or in any manner remove any of the books, papers or funds of said bank, in order to place the same beyond the reach of said Commissioners, whether before or after the time limited for the expiration of said charter as aforesaid, he or they so offending, shall be deemed guilty of felony, and on conviction thereof shall be imprisoned in the penitentiary for a term not exceeding ten years.

"SEC. 4. The said Commissioners shall have power to inquire into the state and condition of said bank, by summoning, attaching and swearing witnesses, and by sending for persons and papers, and requiring the production of the same by attachment; and the said Commissioners shall sue and be sued, by the name and style of the Commissioners of the Bank of the State of Illinois, and service of process on either one of them shall be sufficient service, and they shall proceed to collect the debts due said bank, and sell the real estate and other property belonging thereto; and the debtors to said bank shall have the right to renew their notes to the said Commissioners, whether the same shall be reduced to judgments or otherwise, by paying one fourth part of the sum due or owing, with interest and costs, if any, and giving good security for the residue every six months.

"SEC. 5. The said Commissioners shall, as soon as practicable after entering upon the discharge of their duties, proceed to take an inventory of all the property, both real and personal, belonging to said bank, and shall proceed to make sale of the real estate and other property of said bank, either at public auction or private sale, as the said Commissioners shall deem advisable, as early and as rapidly as the interests of the creditors of the bank will, in the opinion of said Commissioners, justify, so as finally to close and wind up the affairs of said bank within two years from the passage of this act; said sales of real estate to be for cash; but the certificates heretofore issued by said bank, or its notes, shall be received by said Commissioners in payment of any debt due the said bank, and in payment for any real estate sold by said Commissioners, or for the redemption of any lands sold under execution at the suit of said bank or said Commissioners.

"SEC. 6. The said Commissioners shall, as soon as practicable after entering upon the discharge of the duties of their office, take an account of the amount due to note holders, certificate holders, depositors and other creditors of said bank, except stock holders on account of stock, and within six months after taking such account, proceed to declare a dividend upon the specie in their hands, and pay out to such creditors in specie, pro rata, at the counter of the principal bank in Springfield, as fast as such demands shall be presented for payment; the amount so paid to be endorsed upon the evidence of indebtedness held by such creditor; and said Commissioner shall, at the expiration of every six months from the time of declaring the first dividend as aforesaid, declare and pay out a dividend upon the specie on hand, pro rata, in the same manner as hereinbefore provided for; and when all the aforesaid creditors of said bank shall have been satisfied in their demands, it shall be the duty of said Commissioners, from time to time, as they collect the specie funds, to declare a dividend, payable pro rata, among the stockholders of said bank.

"SEC. 7. The said Commissioners shall not sell or otherwise dispose of any State indebtedness of the State of Illinois, which may come into

their possession, until they have applied all the assets of the bank which can be made available for the payment of debts, but shall hold and retain the said indebtedness for the purpose of indemnifying the State for the stock she now holds in said bank: *Provided*, That nothing in this section contained shall be construed so as to prevent the State from obtaining her full dividend, in proportion to the stock she now holds, at the final settlement of said bank: *And provided, also*, That said Commissioners shall not sell or dispose of the evidences of State indebtedness below their par value.

"SEC. 8. The said Commissioners shall proceed with all possible despatch to collect the debts subject to be renewed as aforesaid, and make a final settlement of the affairs of said bank, and shall make a full report of their proceedings to the General Assembly at its next meeting; and said Commissioners shall have power to appoint a Clerk to their board, to prescribe his duties, and fix his compensation.

"SEC. 9. The said Commissioners are hereby authorized to sell for specie, sufficient real estate or other property belonging to the bank to pay taxes on real estate, and other necessary expenses of winding up said bank; and the pay of said Commissioners and Clerk shall be considered a part of said necessary expenses.

"SEC. 10. If the said Commissioners, or either of them, shall embezzle any of the effects or property of said bank, or shall knowingly and wilfully render a false account of his or their proceedings, or shall wilfully refuse to pay over money in his or their hands to any person entitled to the same, such Commissioner or Commissioners shall be adjudged to be guilty of a felony, and shall be punished by confinement in the penitentiary for any term not exceeding ten years.

"SEC. 11. The Governor is hereby authorized to fill any vacancy which may happen in the board of Commissioners aforesaid; and in case the General Assembly at its present session should fail to elect Commissioners, as hereinbefore provided, then it shall be the duty of the Governor, immediately upon the adjournment of the Legislature, to appoint said Commissioners.

"This act to take effect and be in force from and after its passage."

Mr. Everett moved to lay the proposed amendment on the table; and the question being on this motion, it was decided in the negative, by yeas and nays, on the demand of Messrs. Everett and Boyakin, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Rock Island, Blakeman, Bragg, Brown, Cockle, Cross, Curtis, Dana, Ela, Everett, Glover, Hick, Little of Will, Logan of Jackson, Logan of Sangamon, Lukins, McConnel, Marshall, Martin, Miller, Pickering, Randolph, Remann, Robb, Robinson of Menard, Stanley, Stark, Starkweather, Slocumb, Smith, Thomas of Morgan, Tucker, Wallace, Wardlaw, Watson, Williams and Williamson.—38.

Those who voted in the negative, are,

Messrs. Aiken, Austin, Bailey of Brown, Barber, Boyakin, Casey, Caswell, Creel, Cunningham, Davis, Dawson, Diarman, Ends, Eddy, Erwin, Fry, Funkhouser, Glenn, Griffith, Grubb, Harrington, Harpole, Hayes, Higgins, Hodges, Johnston, Kinney, Kretsinger, Little of Fulton, Morris, Morrison of Monroe, Morton, O'Conner, Omelveny, Osburn, Peirson, Prevo, Reynolds, Robeson of Woodford, Rutledge, See-

horn, Shumway, Sims, Stickney, Stokes, Stookey, Tappan, Turner, Underwood, White, Wynne and Mr. Speaker.—53.

Mr. Kretsinger moved the previous question.

Mr. Logan of Sangamon moved a call of the House; which was not agreed to.

The question was then taken on ordering the main question, and decided in the negative.

On motion of Mr. Logan of Sangamon,

The substitute proposed by Mr. Boyakin was amended by striking out "eight per cent." and inserting "two and a half per cent.," as the compensation of the commissioners provided for in this act.

On motion of Mr. Morris,

The main question was ordered.

The question then recurring on the adoption of the substitute, as amended, it was decided in the affirmative, by yeas and nays, on the demand of Messrs. Logan of Sangamon and Smith, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Brown, Bailey of Fulton, Barber, Boyakin, Casey, Creel, Cunningham, Davis, Dawson, Diarman, Eads, Eddy, Enloe, Erwin, Funkhouser, Griffith, Grubb, Hansford, Harrington, Harpole, Hart, Hayes, Higgins, Hodges, Janney, Johnston, Kinney, Kretsinger, Little of Fulton, Morris, Morrison of Monroe, Morton, Omelveny, Ozburn, Peirson, Prevo, Reynolds, Robeson of Woodford, Rutledge, Starkweather, Seehorn, Shumway, Sims, Stickney, Stokes, Stookey, Swing, Tappan, Turner, Underwood, Williamson, Wynne and Mr. Speaker.—54.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Rock Island, Blakeman, Boyle, Bragg, Brown, Caswell, Cockle, Cross, Cummings, Curts, Dana, D'Wolf, Ela, Everett, Glenn, Glover, Hick, Huffman, Little of Will, Logan of Jackson, Logan of Sangamon, Lukins, McConnel, Martin, Miller, O'Conner, Pickering, Randolph, Remann, Robb, Robinson of Menard, Stanley, Stark, Slocumb, Smith, Thomas of Morgan, Tucker, Wallace, Wardlaw, Watson and Williams.—42.

The bill, as amended, was then

*Ordered* to a third reading.

Mr. Boyakin moved to dispense with the rule, and read the bill now the third time by the title; which was not agreed to.

The House bill for "An act to provide for the sale of public property in White county," coming up for consideration,

The question recurred on the motion to lay on the table the amendment proposed by Mr. Slocumb; when

Mr. Hayes withdrew the motion to lay on the table.

On motion of Mr. Kretsinger,

The main question was ordered.

The question was then taken on the amendment proposed by Mr. Slocumb, and decided in the affirmative, by yeas and nays, on the demand of Messrs. Hayes and Griffith, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Fulton, Barber, Blakeman, Boyakin, Boyle, Bragg, Brown, Buckley, Casey, Caswell, Cummings, Cunningham, Dana,



Davis, Dawson, D'Wolf, Diarman, Erwin, Funkhouser, Griffith, Grubb, Harpole, Hart, Higgins, Janney, Johnston, Kinney, Lukins, Martin, Morris, Morrison of Hancock, O'Conner, Pickering, Prevo, Randolph, Remann, Reynolds, Robb, Robeson of Woodford, Rutledge, Stark, Starkweather, Seehorn, Sims, Slocumb, Smith, Stokes, Swing, Tappan, Thomas of Morgan, Turner, Underwood, Wallace, Wardlaw, Watson and Williamson.—57.

Those who voted in the negative, are,

Messrs. Aiken, Austin, Bailey of Brown, Campbell, Cockle, Creel, Cross, Curts, Eddy, Fry, Glenn, Glover, Harrington, Hayes, Hick, Huffman, Kretsinger, Little of Fulton, McConnel, Miller, Morrison of Monroe, Peirson, Robinson of Menard, Stanley, Skinner, Stickney, Stookey, White and Mr. Speaker.—30.

The bill, as amended, was then

Ordered to be engrossed for a third reading.

On motion of Mr. Hayes,

The rule was dispensed with, and the bill read the third time by the title.

Mr. Hayes moved to amend the bill, by adding the following as an additional section:

"SEC. 6. If upon said day of sale there shall not be offered a bid of more than three hundred dollars for either parcel of said property, under the limitations and restrictions on the right mentioned in section four of this act, then and in that case so much of said section as requires the purchaser to insert a lock in any dam to be erected on said property shall be null and void; and the said Commissioner shall proceed to sell the same, subject only to the other limitations and restrictions mentioned in said section four."

On motion of Mr. Funkhouser,

The proposed amendment was laid on the table.

The bill, as amended, was then passed.

Mr. Little of Fulton, from the committee on Engrossed and Enrolled Bills, reported as correctly enrolled, and laid before the Council of Revision, a bill for "An act for the relief of Isaac Demint."

A message from the Senate, by Mr. Elwood, their Assistant Secretary:

*Mr. Speaker:* The Senate have re-considered the vote by which they refused to pass the bill from the House of Representatives, entitled "An act for the relief of Patrick Strachan and William D. Scott;" and have concurred with them in the passage of said bill, as amended. In the amendment of the Senate they ask the concurrence of the House of Representatives.

The Senate have also concurred with the House of Representatives in the amendments made by them to the bill entitled "An act to allow John Crenshaw to liquidate the amount he owes to the State."

The Senate have passed bills, herewith presented for the concurrence of the House of Representatives, entitled

"An act to vacate the town plat of Westminster in Fulton county;"

"An act supplemental to an act entitled 'An act to authorize a settlement with Macalister and Stebbins, and further to diminish the State debt,' approved March 4, 1843;"

"An act supplemental to 'An act to apportion the representation of the State of Illinois,' approved February 22, 1847;"

"An act to vacate a State road therein mentioned;"

"An act for the relief of Cornelius Ludlum;"

"An act to enable Clay county to re-construct the road and bridges over Purgatory swamp and the Little Wabash river;" and

"An act to legalize the acts of John R. Miller, deputy recorder for the county of Williamson, and George W. Smith, deputy clerk of the circuit Court of Cook county."

The Senate have also adopted a joint resolution providing for the publication of the laws of a general nature, passed at the present session of the General Assembly, in the Illinois State Register and the Sangamon Journal; in the adoption of which I am directed to ask the concurrence of the House of Representatives.

And the Senate have also concurred with the House of Representatives in the passage of bills entitled

"An act for the benefit of common schools in district number four, towns thirty-six, range ten east, in Will county;" and

"An act regulating the terms of the courts in the first judicial circuit."

A House bill for "An act for the formation of the county of Polk," was read the third time.

On motion of Mr. Morton,

A call of the House was ordered.

When it appeared that the following members were absent:

Messrs. Archer, Bragg, Cantrill, Caswell, Enloe, Marshall, Pickering, Rutledge, Shumway and Wallace.

On motion of Mr. Morris,

Further proceedings under the call were dispensed with.

On motion of Mr. Cloud,

The blank in the second section was filled by inserting the name of George Deitrich.

Mr. Thomas of Morgan moved to postpone indefinitely the further consideration of the bill; and the question being taken, it was decided in the negative, by yeas and nays, on the demand of Messrs. Logan of Sangamon, and Brown, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Rock Island, Barber, Blakeman, Brown, Buckley, Chapman, Cummings, Cur's, Dana, Dawson, Eads, Glenn, Glover, Hansford, Harrington, Hick, Huffman, Kinney, Logan of Sangamon, McConnel, Martin, Miller, Morrison of Hancock, Morton, Randolph, Remann, Robb, Robinson of Menard, Stark, Skinner, Stookey, Thomas of Morgan, Tucker, Underwood, Wallace, Wardlaw, Williams and Williamson.—38.

Those who voted in the negative, are,

Messrs. Archer, Aiken, Austin, Bailey of Brown, Bailey of Fulton, Boyakin, Bragg, Campbell, Casey, Creel, Cross, Cunningham, Davis, D'Wolf, Diarman, Eddy, Ela, Everett, Fry, Funkhouser, Grubb, Harpole, Hart, Hodges, Janney, Johnston, Kretsinger, Little of Fulton, Little of Will, Logan of Jackson, Lukins, Morris, Morrison of Monroe, O'Conner, Omelveny, Ozburn, Peirson, Pickering, Prevo, Reynolds, Robeson of Woodford, Rutledge, Stanley, Starkweather, Seehorn, Sims, Smith, Stickney, Stokes, Tappan, Turner, Watson, White, Wynne and Mr. Speaker.—55.

Mr. Logan of Sangamon moved to amend the bill in the first section

by inserting after the words "Northern Cross rail road," the following: "To the southeast corner of township fourteen north, range seven west; thence due west three miles; thence north, with section lines, to the Northern Cross rail road."

Mr. Morris moved to lay the proposed amendment on the table.

On this motion the yeas and nays were demanded by Messrs. Logan of Sangamon, and Brown, and resulted as follows:

Those who voted in the affirmative, are,

Messrs. Aiken, Austin, Boyakin, Casey, Creel, Cross, Cunningham, D'Wolf, Diarman, Eddy, Ela, Funkhouser, Grubb, Harpole, Hart, Hodges, Johnston, Kretsinger, Little of Fulton, Little of Will, Logan of Jackson, Morris, Morrison of Monroe, Omelveny, Ozburn, Peirson, Prevot, Robinson of Menard, Stanley, Starkweather, Seehorn, Sims, Smith, Stokes, Turner, Watson, Williamson, Wynne and Mr. Speaker.—39.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Bailey of Rock Island, Barber, Blakeman, Boyle, Brown, Buckley, Caswell, Chapman, Cummings, Curts, Dana, Davis, Dawson, Eads, Glenn, Glover, Hansford, Harrington, Hick, Huffman, Logan of Sangamon, McConnel, Martin, Miller, Morrison of Hancock, Morton, Pickering, Randolph, Remann, Reynolds, Robb, Robeson of Woodford, Stark, Stookey, Thomas of Morgan, Tucker, Underwood, Wallace, Wardlaw and Williams.—41.

It appearing that there was no quorum voting,

On motion,

The House adjourned until nine o'clock to-morrow morning.

#### THURSDAY, FEBRUARY 25, 1847.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Hale.

On motion,

The reading of the journal was dispensed with.

Mr. Morris, from the committee on the Judiciary, to which was referred a bill for "An act for the purposes therein named," reported the same back with a substitute therefor; which was read, and concurred in, and the bill, as amended,

*Ordered* to be engrossed for a third reading.

On motion of Mr. Morris,

The rule was dispensed with, and the bill read the third time by the title, and passed.

On his further motion,

The title of the bill was amended so as to read "An act supplemental to 'An act making appropriations for the pay of the officers and privates under the command of Gen. J. J. Hardin and Maj. W. B. Warren, during the years 1845 and 1846.'"

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in its passage.

Mr. Reynolds, from the committee on Banks and Corporations, to which was referred a bill for "An act to incorporate the Illinois Mutual

Insurance company," reported the same without amendment, and recommended its passage.

*Ordered* to be engrossed for a third reading.

On motion of Mr. Morris,

The rule was dispensed with, and the bill read the third time by the title, and passed.

On motion of Mr. Reynolds,

The title of the bill was amended, by striking out the word "Illinois" and inserting "Belleville."

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in its passage.

Mr. Robeson of Woodford, from the committee on Claims, to which was referred a bill for "An act for the relief of the persons therein named," reported the same back with a substitute, which was read and concurred in, as amended, and the bill, as amended,

*Ordered* to be engrossed for a third reading.

On motion of Mr. Robeson of Woodford,

The rule was dispensed with, and the bill read the third time.

On motion of Mr. Johnston,

The bill was amended, by striking out the following:

"To Robert Bell, twenty-dollars, for services as clerk of the select committee appointed to investigate the claims of M. Kennedy, from 30th of January to 7th February inclusive, copying testimony, &c."

The bill as amended then passed.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in the passage of the same.

Mr. Glover, from the committee on Counties, to which was referred a Senate bill for "An act to create the county of Douglass" reported the same back and recommended its rejection; when the bill,

On motion of Mr. Little of Fulton,

Was laid on the table.

Mr. Janney, from the committee on Claims, to which was referred a bill for "An act making appropriations for the pay of the officers and privates in the expedition to Hancock county, in the fall of the year of 1846, under Gov. Ford," reported the same back with an amendment; when,

On motion of Mr. Randolph,

The bill and proposed amendment were referred to the committee on Finance, with instructions "to combine the different pay rolls into one battalion, and to allow them the same rate of pay as was allowed the officers and privates of the McDonough militia, in a bill lately passed both Houses of the General Assembly; and that the pay of the officers be graded according to the number of their command—captains to receive lieutenant's pay when their company does not exceed fifty privates, and so in proportion with all other officers.

Mr. Underwood, from the committee on the Judiciary, to which was referred a bill for "An act to amend the revenue law," reported the same back, with a substitute, which was read; when,

On motion of Mr. Robb,

The substitute was amended by striking out the 1th section.

The substitute, as amended, was then,  
*Ordered* to be engrossed for a third reading.

On motion of Mr. Underwood,

The rule was dispensed with, and the bill, as amended, passed, by yeas and nays, on the call of Messrs. Austin, and Little of Fulton, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Aiken, Bailey of Brown, Bailey of Rock Island, Barber, Blakeman, Boyle, Bragg, Brown, Campbell, Caswell, Chapman, Creel, Cross, Cummings, Cunningham, Curtis, Davis, Dawson, D'Wolf, Eads, Ela, Enloe, Erwin, Everett, Funkhouser, Glenn, Glover, Griffith, Grubb, Hart, Hayes, Hick, Higgins, Hodges, Huffman, Janney, Kinney, Kretsinger, Linder, Logan of Sangamon, Martin, Morrison of Hancock, Morrison of Monroe, Morton, Omelveny, Ozburn, Peirson, Pickering, Prevo, Randolph, Remann, Reynolds, Robb, Robinson of Menard, Rutledge, Stanley, Stark, Starkweather, Slocumb, Smith, Stokes, Stookey, Thomas of Morgan, Tucker, Turner, Underwood, Wallace, Wardlaw, Watson, White, Williams and Mr. Speaker.—72.

Those who voted in the negative, are.

Messrs. Austin, Boyakin, Buckley, Casey, Cockle, Diarman, Fry, Hansford, Harpole, Johnston, Little of Fulton, Little of Will, Logan of Jackson, Lukins, Miller, Morris, O'Conner, Seehorn, Sherman, Sims and Stickney.—21.

Mr. Underwood, from the committee on Engrossed and Enrolled Bills, reported as correctly enrolled and laid before the Council of Revision, bills of the following titles, to-wit:

"An act in relation to the change of names;"

"An act for the benefit of the heirs of James M. Reynolds, deceased,"

"An act requiring the punctual discharge of duties by the Attorney General and the several State's Attorneys."

On motion of Mr. Linder,

The bill for "An act to amend the practice act," was taken up.

The question being on concurring with the Senate in their amendment to said bill,

Mr. Lukins moved the previous question.

Mr. Johnston, moved to lay the amendment of the Senate on the table; which was not agreed to, by yeas and nays, on demand of Messrs. Johnston and Lukins, as follows:

Those who voted in the affirmative, are,

Messrs. Aiken, Bailey of Brown, Bailey of Fulton, Blakeman, Boyakin, Campbell, Casey, Creel, Cross, Cunningham, Curtis, Dawson, Diarman, Eads, Eddy, Erwin, Griffith, Hansford, Hart, Hodges, Janney, Johnston, Lukins, Marshall, Morrison of Monroe, Morton, Prevo, Randolph, Robb, Rutledge, Sims, Smith, Stokes, Stookey, Swing, Tucker, Underwood, Wardlaw, Watson, White and Williams.—41.

Those who voted in the negative, are,

Messrs. Archer, Austin, Barber, Boyle, Bragg, Buckley, Chapman, Cockle, Cummings, Dana, D'Wolf, Ela, Enloe, Everett, Fry, Funkhouser, Glover, Grubb, Harrington, Harpole, Hayes, Hick, Higgins, Kinney, Kretsinger, Linder, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, Martin, Miller, Morris, Morrison of Hancock,

O'Conner, Omelveny, Ozburn, Peirson, Pickering, Remann, Reynolds, Robinson of Menard, Stanley, Starkweather, Seehorn, Sherman, Skinner, Slocumb, Tappan, Thomas of Morgan, Turner, Wallace and Mr. Speaker.—53.

Mr. Dawson moved a call of the House, which was not agreed to.

The question being on concurring with the Senate in their amendment, it was decided in the affirmative, by yeas and nays, on the demand of Messrs. Stookey and Smith, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Fulton, Barber, Chapman, Cockle, Cummings, Dana, D'Wolf, Ela, Enloe, Everett, Funkhouser, Glover, Grubb, Harrington, Harpole, Hayes, Hick, Higgins, Kinney, Kretsinger, Linder, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, Martin, Miller, Morris, O'Conner, Omelveny, Ozburn, Peirson, Pickering, Remann, Reynolds, Robinson of Menard, Stanley, Starkweather, Seehorn, Sherman, Skinner, Slocumb, Tappan, Thomas of Morgan, Turner, Wallace, Watson and Mr. Speaker.—50.

Those who voted in the negative, are,

Messrs. Aiken, Bailey of Brown, Blakeman, Boyakin, Boyle, Bragg, Brown, Buckley, Campbell, Casey, Creel, Cross, Cunningham, Curtis, Dawson, Diarman, Eads, Eddy, Erwin, Glenn, Griffith, Hansford, Hodges, Janney, Johnston, Lukins, Marshall, Miner, Morrison of Hancock, Morrison of Monroe, Morton, Prevo, Randolph, Robb, Rutledge, Stark, Shumway, Sims, Smith, Stickney, Stokes, Stookey, Swing, Tucker, Underwood, White and Williams.—47.

*Ordered*, That the Clerk inform the Senate thereof.

Mr. Marshall, from the committee on Enrolled and Engrossed Bills, reported as correctly enrolled, and laid before the Council of Revision, a bill for "An act to divide the county of Gallatin, and to form out of the same the county of Saline."

Mr. Hayes, from the committee on Education, to which was referred a bill for "An act for the purposes therein mentioned," reported the same back with an amendment, and recommended its passage, as amended.

Mr. Stokes moved the previous question; which was ordered.

The amendment reported by the committee was concurred in.

*Ordered*, That the bill be engrossed for a third reading.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, and the bill read a third time by its title.

When the bill passed, by yeas and nays, on the demand of Messrs. Lukins and Stokes, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Brown, Bailey of Rock Island, Barber, Blakeman, Boyakin, Brown, Buckley, Campbell, Casey, Caswell, Chapman, Cockle, Creel, Cross, Cummings, D'Wolf, Diarman, Eads, Eddy, Ela, Erwin, Everett, Glover, Griffith, Hansford, Harrington, Harpole, Hart, Hayes, Hick, Huffman, Janney, Johnston, Kretsinger, Linder, Little of Will, Logan of Jackson, Logan of Sangamon, Marshall, Martin, Miller, Miner, Morris, Morrison of Hancock, Morrison of Monroe, Morton, O'Conner, Omelveny, Ozburn, Peirson, Pickering, Prevo, Remann, Rey-

nolds, Robb, Robinson of Menard, Rutledge, Stark, Starkweather, Seehorn, Sims, Slocumb, Smith, Stickney, Stookey, Swing, Tappan, Thomas of Morgan, Tucker, Turner, Underwood, Wallace, Wardlaw and Mr. Speaker.—75.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Fulton, Bragg, Cunningham, Curts, Davis, Dawson, Fry, Funkhouser, Glenn, Grubb, Higgins, Hodges, Kinney, Little of Fulton, Lukins, Stanley, Stokes, Watson, White and Williams.—21.

On motion of Mr. Hayes,

The title of the bill was amended so as to make it read, "An act supplemental to 'An act providing for calling a convention;'"

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in the passage of the same.

Mr. Omelveny, from the committee on Education, reported a bill for "An act authorizing an additional justice of the peace in Plumb creek precinct, Randolph county," which was read the first time, and

*Ordered* to a second reading.

The rule was dispensed with, and the bill read the second and third times by the title, and passed.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in its passage.

Mr. Hick, from the committee on Banks and Corporations, to which was referred a bill for "An act to incorporate the town of Shawneetown;" reported the same back with an amendment; which was read and concurred in.

*Ordered*, That the bill be engrossed for a third reading.

The bill was then read the third time by its title, the rule having been dispensed with, and passed.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in the same.

On motion of Mr. Little of Fulton,

The House bill for "An act making appropriations for the pay of certain persons therein named, acting for and under the authority of the State," was taken up, read the second time by its title, and

Referred to the committee on Finance, with instructions to report the same back to-morrow morning.

Mr. Morris, from the committee on the Judiciary, to which was referred a Senate bill for "An act to provide for forfeited recognizances," reported the same back with amendments, which were read and concurred in.

*Ordered*, That the bill be read the third time.

The rule was then dispensed with, and the bill read the third time, and passed.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in said amendments.

Mr. Everett, from the committee on Banks and Corporations, to which was referred a Senate bill for "An act to incorporate the Will county Literary and Historical Society," reported the same back and recommended its passage.

The bill was then read the third time, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

Mr. Harrington, from the committee on Finance, to which was referred a bill for "An act for certain contingencies," reported the same back, and recommended its passage.

*Ordered*, That the bill be engrossed for a third reading.

On motion,

The rule was dispensed with, the bill read the third time by its title, and passed.

On motion of Mr. Harrington,

The title was amended so as to read, "An act to transcribe the records of Scott county."

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in the passage of the bill.

Mr. Hick, from the committee on Banks and Corporations, to which was referred Senate bill for "An act to incorporate the Cave-in-Rock Mining company," reported the same back, and recommended its passage.

*Ordered*, That the bill be read the third time.

On motion,

The rule was dispensed with, and the bill read the third time, and passed.

*Ordered*, That the the Clerk inform the Senate thereof.

Mr. D'Wolf, from the committee on Banks and Corporations, to which was referred a bill for "An act to incorporate Piasa Lodge, No. 27, of Free and Accepted Masons," reported the same back without amendment, and recommended its passage.

*Ordered*, That the bill engrossed for a third reading.

On motion,

The rule was dispensed with, and the bill read a third time by its title, and passed.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in the passage of the same.

Mr. Marshall, from the committee on Banks and Corporations, to which was referred a bill for "An act to amend an act entitled 'An act to establish a ferry across the Mississippi river,'" reported the same back, and recommended its passage.

*Ordered*, That the bill be engrossed for a third reading.

The rule was then, on motion, dispensed with, and the bill read the third time by its title, and passed.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in its passage.

A message from the Senate, by Mr. Elwood, their Assistant Secretary:

*Mr. Speaker*: The Senate have passed bills, herewith presented for the concurrence of the House of Representatives, entitled

"An act to establish and maintain common schools," and

"An act in relation to the first Congregational Society of Rockford."

The Senate also, have concurred with the House of Representatives in the passage of a bill, entitled "An act to suppress riots and regulating companies, and maintain the supremacy of the laws."



Mr. Higgins, from the committee on Banks and Corporations, to which was referred a bill for "An act to incorporate the town of Oquawka," reported the same back, and asked to be discharged from its further consideration.

The question arising on ordering the bill to be engrossed for a third reading, it was decided in the negative.

On motion of Mr. O'Conner,

The Senate bill for "An act to authorize the Governor to pay William E. Armstrong and others the amount of a certain judgment," was taken up and read the first time by its title.

The rule being dispensed with, the bill was read the second and third times by the title, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

Mr. Logan of Jackson, introduced the following preamble and resolution, which were adopted, to-wit:

*Whereas*, it is indisputable, that for rich geological, mineralogical and agricultural resources the State of Illinois is not surpassed by any State in the Union; *And whereas*, it is of vital importance to the future interest and prosperity of our State, that her latent resources be fully known and developed; *And whereeqs*, it has been represented that the persons named in the following resolution in their deep interest in the prospective advantages to our State of such a demonstration to the world of her resources, are generally disposed to interest themselves in the advancement of such a result, free of charge; therefore, be it

*Resolved by the House of Representatives, the Senate concurring herein*, That A. Randall, Charles Whittlesey, John S. Wright, H. S. Cooley, and Francis Springer, be, and they are hereby appointed commissioners of the State of Illinois, to prepare and report to the Governor of the State of Illinois, on or before the first Monday in April, 1848, a statement of the propriety, advantages, &c. of a geological survey of this State: *Provided*, That no charge shall be made to this State for their services as said commissioners.

*Ordered*, That the Clerk report the same to the Senate, and ask their concurrence in the adoption thereof.

Mr. Tucker, from the committee on State Roads, to which was referred Senate bill for "An act to improve the roads in the Illinois bottom," reported the same back, and asked to be discharged from its further consideration; when the bill was

*Ordered* to a third reading.

On motion of Mr. Thomas of Morgan,

The rule was dispensed with, the bill read the third time, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

Mr. Stokes, from the committee on State Roads, to which was referred the petition of citizens of Ottawa, to open a street on Fox river, reported the same back, and asked to be discharged from its further consideration; which was agreed to.

Mr. Logan of Sangamon, from the committee on Banks and Corporations, to which was referred a bill for "An act to change the law incorporating the city of Galena, and to amend the same," reported the same back, with amendments, which were read and concurred in.

*Ordered*, That the bill be engrossed for a third reading.

On motion of Mr. Cockle,

The rule was dispensed with, and the bill read the third time by its title.

On motion of Mr. Logan of Sangamon,

The bill was amended by striking out all the provisions that provide for licensing and regulating "billiard tables and gambling houses," when the bill as amended passed.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in the same.

Mr. Hart, from the committee on the militia, to which was referred sundry claims for provisions and expenses incurred for the use of the troops under Maj. J. N. Parker and Maj. Benjamin Clifford, jr. at the city of Nauvoo, in the months of August and September, 1846, reported the same back, and asked to be discharged from their further consideration; which was agreed to.

Mr. Johnston, from the committee on Public Accounts and Expenditures, to which was referred, a bill for "An act to amend chapter 41 of the Revised Statutes in relation to fees, approved 3d March, 1845," reported the same back, with amendments, which were read and concurred in.

Mr. Pickering moved to amend the bill by adding the following section, to-wit:

"Sec. 3. That county commissioners and county commissioners' clerks of the several counties of this State, who have during the years 1845 and 1846, received no more allowance, than one dollar and fifty cents each, per day, during the time of holding said courts in said years, be entitled to, and are hereby authorized to receive one dollar more as arrearage of compensation, for each and every day for which they have only received one dollar and fifty cents as aforesaid; and that hereafter county commissioners and clerks of said courts, be allowed two dollars and fifty cents each, per day, during the time they hold said courts."

Mr. Everett moved to lay the bill and proposed amendment on the table.

Mr. Pickering demanded a division of the question.

The question arising on laying the proposed amendment on the table, it was agreed to.

The question then arising on laying the bill on the table, it was not agreed to.

*Ordered*, That the bill be engrossed for a third reading.

On motion of Mr. Boyakin,

The rule was dispensed with, the bill read the third time by its title, and passed.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Logan of Sangamon,

Senate bill for "An act for the relief of the heirs of Timothy Losey," was taken up, the rule dispensed with, the bill read the first, second and third times by its title, and passed.

*Ordered*, That the Clerk inform the Senate thereof; when,

On motion,

The House adjourned until two o'clock, P. M.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

Mr. Omelveny, from the committee on Education, to which was referred the petition of 59 citizens of Illinoistown, praying for a participation in the rents of the Cahokia commons for school purposes, reported the same back, and asked to be discharged from its further consideration; which was agreed to.

On motion of Mr. Peirson,

Senate bill for "An act in relation to bridges in Kane county," was taken up, the rule dispensed with, the bill read the first, second and third times by its title, and passed.

Ordered, That the Clerk inform the Senate thereof.

The bill for "An act to authorize the Protestant Episcopal Church of this State to raise a fund for the support of a Bishop, and for other purposes, was read the third time.

On motion of Mr. Griffith,

The previous question was ordered.

When the House refused to pass the bill, by yeas and nays, on demand of Messrs. Griffith and Reynolds, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Rock Island, Brown, Cockle, Cross, Cummings, D'Wolf, Eddy, Everett, Grubb, Harrington, Hodges, Janney, Kinney, Kretsinger, Little of Fulton, Logan of Sangamon, Martin, Miller, Morris, Morrison of Hancock, Peirson, Pickering, Randolph, Remann, Robb, Robeson of Woodford, Stanley, Seeborn, Sherman, Stickney, Tappan, Thomas of Morgan, Tucker, Underwood, Wallace, Wardlaw, Watson, White, Williams, Wynne and Mr. Speaker.—44.

Those who voted in the negative, are,

Messrs. Barber, Blakeman, Boyakin, Boyle, Bragg, Campbell, Casey, Caswell, Creel, Cunningham, Curts, Dana, Davis, Dawson, Diarman, Eads, Enloe, Fry, Funkhouser, Griffith, Hansford, Harpole, Hart, Hick, Higgins, Huffman, Johnston, Lukins, Marshall, Miner, Morrison of Monroe, Morton, O'Conner, Omelveny, Ozburn, Prevo, Reynolds, Robinson of Menard, Rutledge, Stark, Starkweather, Shumway, Sims, Slocumb, Smith, Stokes, Stookey, Swing, Turner and Wright.—50.

Mr. Stark, from the committee on Engrossed and Enrolled Bills, reported as correctly enrolled, and laid before the Council of Revision,

"An act for the benefit of Common Schools, in district No. 4, town 36, range 10 east, in Will county."

Engrossed bill for "An act to add part of Sangamon to Menard county," was taken up.

On motion of Mr. Logan of Sangamon,

The bill was amended by adding the following, to wit:

"SEC. 2. The Sheriff of Sangamon county shall have full right and authority to collect the taxes for the year 1846, in the boundaries hereby stricken from Sangamon, in the same manner as if this act had not passed, and the Circuit Court of Sangamon county shall have the same ju-

risdiction and right to give judgment for the sale of land stricken off from Sangamon county for the taxes of 1846, as if this act had not passed."

The bill as amended was then read the third time, and passed.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in its passage.

A message from the Senate, by Mr. Elwood, their Assistant Secretary:

*Mr. Speaker*: The Senate have laid upon the table until the fourth day of July next, bills entitled

"An act to establish certain ferries in St. Clair county," and

"An act for the early distribution of the laws and journals."

The Senate have concurred with the House of Representatives in the passage of a bill, entitled

"An act making appropriations for the pay of the officers and privates under the command of Gen. J. J. Hardin and Maj. W. B. Warren, during the years 1845 & '46," as amended by them, in which amendment I am directed to ask the concurrence of the House of Representatives.

The Senate have also passed a bill, entitled "An act to limit the time for persons to bring claims against the State of Illinois," in the passage of which I am directed to ask the concurrence of the House of Representatives.

The Senate have concurred with the House of Representatives in the passage of bills, entitled

"An act to continue the charter of the Mount Carmel and Alton Rail Road Company;"

"An act vacating a portion of the town plat of Woodburn in the county of Macoupin;"

"An act for the relief of the persons therein named;" and

"An act to amend an act for the relief of James M. Jones, of Gallatin county, approved February 28, 1845;" the latter bill as amended by the Senate, in which amendment, I am directed to ask the concurrence of the House of Representatives.

The bill for "An act for the formation of the county of Polk," coming up for consideration,

Mr. Logan of Sangamon, withdrew his amendment offered to the bill on yesterday, and moved to amend the 1st section by striking out all between the word "boundaries" in the 7th line, and the word "as" in the 21st line, and insert in lieu thereof, the following: "Commencing at the north-west corner of Macoupin; thence south six miles; thence east twenty miles; thence north six miles; thence west two miles; thence north six miles; thence west with the township line two miles; thence north with the section line to the Northern Cross Rail Road;" and also to amend the bill by adding the following:

"The Sheriffs of Sangamon, Morgan and Macoupin counties, shall have full right and authority to collect the taxes for the year 1846, in the boundaries hereby stricken from said counties respectively, in the same manner as if this act had not passed; and the Circuit Courts of said counties shall have the same right and jurisdiction to give judgment for the sale of lands within the boundaries stricken off from the said counties respectively, for the taxes of 1846, the same as if this act had not passed."

**SEC. 11.** Where the lines of the county hereby created, divide any township, an enumeration shall be taken by agents mutually agreed on by the School Commissioner of the county hereby created and the county from which part of the township is stricken off, of all the inhabitants residing at the passage of this act in the portion of the township so divided in each county respectively. Said agents shall make said returns under oath, and the interest on the common school fund shall be divided between the counties in proportion to the number of inhabitants of each county aforesaid."

The amendments were agreed to,

On motion of Mr. Logan of Sangamon,

The title of the bill was amended by striking out the word "Polk" and inserting the name of "Harrison."

The bill as amended then passed, by yeas and nays, on the demand of Messrs. Thomas of Morgan, and Hart, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Aiken, Boyakin, Bragg, Campbell, Casey, Caswell, Chapman, Cockle, Creel, Cross, Cunningham, Davis, D'Wolf, Diarman, Eads, Eddy, Ela, Everett, Fry, Funkhouser, Griffith, Grubb, Harpole, Hodges, Janney, Johnston, Kinney, Linder, Little of Will, Logan of Jackson, Logan of Sangamon, Miner, Morris, O'Conner, Ozburn, Peirson, Pickering, Prevo, Robeson of Woodford, Robinson of Menard, Rutledge, Starkweather, Seehorn, Sherman, Shumway, Sims, Skinner, Smith, Stickney, Stokes, Turner, Wallace, Watson, White, Wright, Wynne and Mr. Speaker.—58.

Those who voted in the negative, are,

Messrs. Bailey of Brown, Bailey of Rock Island, Barber, Brown, Cummings, Curts, Dawson, Glenn, Glover, Hansford, Hart, Hayes, Hick, Higgins, Huffman, Martin, Miller, Morrison of Hancock, Morton, Randolph, Remann, Reynolds, Robb, Stanley, Stark, Stookey, Tappan, Thomas of Morgan, Underwood, Wardlaw and Williams.—31.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in its passage.

Mr. Boyakin moved to take up Senate bill for "An act finally closing the affairs of the State Bank of Illinois," which was not agreed to.

On motion of Mr. Thomas of Morgan,

Senate bill for "An act to authorize the refunding the State debt," was taken up.

The question recurring on the amendment offered heretofore by Mr. Underwood,

Mr. Linder moved to lay the bill and proposed amendment on the table, which was not agreed to, by yeas and nays, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Boyle, Campbell, Casey, Cummings, Curts, Dana, Dawson, Eddy, Hart, Johnston, Linder, Lukins, Miner, Omelveny, Remann, Reynolds, Robb, Robeson of Woodford, Stark, Stokes, Thomas of Morgan, Tucker and Watson.—24.

Those who voted in the negative, are,

Messrs. Aiken, Austin, Bailey of Brown, Bailey of Rock Island, Barber, Blakeman, Boyakin, Bragg, Caswell, Chapman, Cockle, Creel, Cross

Cunningham, Davis, D'Wolf, Diarman, Eads, Ela, Epperson, Everett, Fry, Funkhouser, Glenn, Glover, Griffith, Grubb, Hansford, Harrington, Harpole, Hayes, Hick, Higgins, Hodges, Huffman, Janney, Kinney, Kretsinger, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, Marshall, Martin, Miller, Morris, Morrison of Monroe, Morton, O'Conner, Ozburn, Peirson, Pickering, Prevo, Randolph, Robinson of Menard, Rutledge, Stanley, Starkweather, Seehorn, Sherman, Sims, Skinner, Slocumb, Smith, Stickney, Stookey, Swing, Tappan, Underwood, Wallace, Wardlaw, White, Wright, Wynne and Mr. Speaker.—75.

Mr. Sherman moved the previous question, which was sustained.

The question recurring on the amendment proposed by Mr. Underwood it was not agreed to, by yeas and nays, on the demand of Messrs. Huffman and Stokes, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Blakeman, Boyle, Brown, Campbell, Casey, Cummings, Cunningham, Curts, Davis, Dawson, Eddy, Fry, Funkhouser, Harpole, Huffman, Johnston, Linder, Lukins, Miner, Morrison of Hancock, Morrison of Monroe, Omelveny, Ozburn, Pickering, Randolph, Remann, Reynolds, Robb, Rutledge, Stark, Seehorn, Sims, Smith, Stokes, Stookey, Thomas of Morgan, Tucker, Underwood, Watson and Wright.—40.

Those who voted in the negative, are,

Messrs. Aiken, Austin, Bailey of Brown, Bailey of Rock Island, Barber, Boyakin, Bragg, Chapman, Cockle, Creel, Cross, D'Wolf, Diarman, Eads, Ela, Enloe, Epperson, Everett, Glenn, Glover, Griffith, Grubb, Hansford, Harrington, Hayes, Hick, Higgins, Hodges, Janney, Kinney, Kretsinger, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, Marshall, Martin, Miller, Morris, O'Conner, Peirson, Prevo, Robeson of Woodford, Robinson of Menard, Stanley, Starkweather, Sherman, Skinner, Slocumb, Stickney, Swing, Tappan, Wallace, Wynne and Mr. Speaker.—56.

The bill was

*Ordered* to a third reading.

On motion of Mr. Skinner.

The rule was dispensed with, and the bill read the third time by its title.

Mr. Skinner moved to amend the 4th section of the bill by striking out "\$4000" and inserting "\$2500."

Mr. Linder moved to amend the proposed amendment by striking out \$2500 and inserting \$500.

Mr. Huffman moved to insert \$1500, which was not agreed to, by yeas and nays, on the demand of Messrs. Linder and Huffman, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Rock Island, Blakeman, Boyle, Brown, Campbell, Casey, Creel, Cross, Cummings, Cunningham, Curts, Dana, Davis, Diarman, Eddy, Hart, Huffman, Johnston, Linder, Morrison of Monroe, Omelveny, Pickering, Prevo, Remann, Reynolds, Rutledge, Stark, Sims, Stokes, Stookey, Tucker, Wardlaw, Watson and Wright.—35.

Those who voted in the negative, are,

Messrs. Aiken, Austin, Barber, Boyakin, Bragg, Caswell, Chapman, Cockle, Eads, Ela, Enloe, Epperson, Everett, Funkhouser, Glenn, Glover,

Griffith, Grubb, Hansford, Harrington, Harpole, Hayes, Hick, Higgins, Hodges, Janney, Kinney, Kretsinger, Little of Will, Logan of Jackson, Logan of Sangamon, Lukins, Marshall, Miller, Miner, Morris, Morrison of Hancock, O'Conner, Ozburn, Peirson, Robb, Robeson of Woodford, Stanley, Starkweather, Seehorn, Sherman, Skinner, Slocumb, Smith, Stickney, Swing, Tappan, Thomas of Morgan, Underwood, Wallace, Williams, Wynne and Mr. Speaker.—58.

The question recurring on Mr. Skinner's motion to insert \$2500, it was agreed to.

Mr. Morton moved to amend the bill by adding the following section, to wit:

"SEC. 8. The holders of any State scrip, below the sum of one thousand dollars, may present said scrip to the Governor, who shall register and mark it genuine, and that the interest and principal of said scrip shall be paid at the time and times provided by the provisions of this act, for the payment of the State debt."

Mr. Kretsinger, moved the previous question.

Mr. Linder moved that the House adjourn until 9 o'clock to morrow morning, which was not agreed to, by yeas and nays, on the demand of Mr. Messrs. Linder and Huffman, as follows:

Those who voted in the affirmative, are,

Messrs. Davis, Eddy, Hart, Huffman and Remann.—5.

Those who voted in the negative, are,

Messrs. Archer, Aiken, Austin, Bailey of Brown, Bailey of Rock Island, Barber, Blakeman, Boyakin, Boyle, Bragg, Brown, Campbell, Casey, Caswell, Chapman, Cockle, Creel, Cummings, Cunningham, Curts, Dawson, D'Wolf, Eads, Ela, Enloe, Erwin, Everett, Funkhouser, Glover, Griffith, Hansford, Harrington, Harpole, Hayes, Hick, Higgins, Hodges, Janney, Johnston, Kinney, Kretsinger, Linder, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, Lukins, Marshall, Martin, Miller, Morris, Morrison of Hancock, Morrison of Monroe, Morton, O'Conner, Ozburn, Peirson, Prevo, Reynolds, Robeson of Woodford, Robinson of Menard, Rutledge, Stanley, Stark, Starkweather, Seehorn, Sherman, Sims, Skinner, Slocumb, Smith, Stickney, Stookey, Swing, Tappan, Thomas of Morgan, Tucker, Underwood, Wallace, Wardlaw, Watson, White, Williams, Wright, Wynne and Mr. Speaker.—86.

The question recurring on ordering the main question, it was agreed to.

The question recurring on the amendment offered by Mr. Martin, it was agreed to.

When the bill as amended, passed by yeas and nays, on the demand of Messrs. Lukins, and Little of Fulton, as follows:

Those who voted in the affirmative, are,

Messrs. Aiken, Austin, Barber, Boyakin, Bragg, Caswell, Chapman, Cockle, Creel, Cross, Cunningham, Curts, Davis, D'Wolf, Eads, Ela, Enloe, Epperson, Erwin, Everett, Funkhouser, Glover, Griffith, Grubb, Hansford, Harrington, Harpole, Hayes, Hick, Higgins, Hodges, Janney, Kinney, Kretsinger, Little of Fulton, Little of Will, Logan of Jackson, Marshall, Martin, Miller, Morris, Morton, O'Conner, Peirson, Prevo, Robeson of Woodford, Robinson of Menard, Stanley, Starkweather, See-

horn, Sherman, Sims, Skinner, Slocumb Stickney, Swing, Tappan, Turner, Wallace, White, Wynne and Mr. Speaker.—62.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Rock Island, Blakeman, Boyle, Brown, Casey, Cummings, Dawson, Eddy, Hart, Huffman, Johnston, Linder, Lukins, Morrison of Hancock, Morrison of Monroe, Omelveny, Ozburn, Pickering, Remann, Reynolds, Robb, Rutledge, Stark, Smith, Stokes, Stookey, Thomas of Morgan, Tucker, Underwood, Wardlaw, Watson, Williams and Wright.—34.

*Ordered*, That the Clerk inform the Senate thereof.

On motion,

The House adjourned until half past 7 o'clock, P. M.

HALF PAST SEVEN O'CLOCK, P. M.

House met pursuant to adjournment.

Mr. Little of Will, from the committee on the Canal and Canal Lands, to which was referred a bill for "An act to authorize the bringing of suits against the State Trustee of the Illinois and Michigan Canal," reported the same back, and recommended its passage.

*Ordered*, That the bill be engrossed for a third reading.

On motion of Mr. Reynolds,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Reynolds,

The Senate bill for "An act to amend the eighty-ninth chapter of the Revised Laws, entitled revenue," was taken up, read the first and second times by its title, and

*Ordered* to a third reading.

On motion of Mr. Reynolds,

The rule was dispensed with, and the bill read the third time.

Mr. Thomas of Morgan, moved to amend the 15th section of the bill as follows: in the 9th line strike out "10" and insert "5;" 15th line strike out "6" and insert "3;" 16th line strike out "3" and insert "1;" 19th line strike out "10" and insert "6;" 20th line strike out "3" and insert "2;" 26th line strike out "10" and insert "5;" 27th line strike out "3" and insert "2."

On motion of Mr. Reynolds,

The bill and proposed amendment were referred to the committee on Finance, with instructions to report the same back to the House by 2 o'clock to-morrow.

Mr. Archer moved to take up the Senate bill, for "An act for the relief of Justus Post," which was not agreed to.

On motion of Mr. Linder,

The House resumed the consideration of the bill for "An act making appropriations for the years 1847 and '48."



Mr. Reynolds moved to amend the bill by adding the following, to wit: "There shall be allowed to H. G. Reynolds, the sum of two dollars per day for his services in the office of Secretary, as assistant to the Secretary of State during the present session of the General Assembly, (exclusive of his services in copying laws for publication;) the number of days to be certified by the Secretary of State."

On motion of Mr. Stookey,

The main question was ordered.

When the House refused to concur in the amendment proposed by Mr. Reynolds, by yeas and nays, on the demand of Messrs. Johnston and Smith, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Brown, Barber, Boyakin, Campbell, Caswell, Chapman, Cockle, Cross, Davis, D'Wolf, Ela, Enloe, Funkhouser, Griffith, Hansford, Harrington, Harpole, Huffman, Kinney, Kretsinger, Little of Fulton, Little of Will, Logan of Jackson, Marshall, Martin, Miller, Miner, O'Conner, Omelveny, Peirson, Reynolds, Stanley, Starkweather, Sherman, Skinner, Slocumb, Stickney, Swing, Tappan, Watson and Mr. Speaker.—42.

Those who voted in the negative, are,

Messrs. Archer, Aiken, Blakeman, Boyle, Bragg, Brown, Casey, Creel, Cummings, Cunningham, Curts, Dana, Dawson, Diarman, Eads, Eddy, Erwin, Everett, Glenn, Glover, Grubb, Hart, Hick, Higgins, Hodges, Janney, Johnston, Logan of Sangamon, Lukins, Morrison of Hancock, Morrison of Monroe, Morton, Ozburn, Prevo, Randolph, Remann, Robb, Robeson of Woodford, Rutledge, Seehorn, Shumway, Smith, Stokes, Stookey, Thomas of Morgan, Tucker, Turner, Wallace, Wardlaw, White, Williams and Wynne.—52.

The question recurring on the passage of the bill, it was agreed to, by yeas and nays, on the demand of Messrs. Shumway and Stookey, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Rock Island, Barber, Boyle, Chapman, Cockle, Cross, Dana, Davis, D'Wolf, Ela, Enloe, Everett, Funkhouser, Glover, Hansford, Harrington, Harpole, Hart, Higgins, Huffman, Kinney, Kretsinger, Linder, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, Lukins, Martin, Miller, Morrison of Hancock, Morton, O'Conner, Omelveny, Peirson, Pickering, Randolph, Remann, Stanley, Starkweather, Seehorn, Sherman, Skinner, Slocumb, Tappan, Thomas of Morgan, Wallace, Wardlaw, Watson, Williams, Wynne and Mr. Speaker.—53.

Those who voted in the negative, are,

Messrs. Archer, Aiken, Bailey of Brown, Blakeman, Boyakin, Bragg, Brown, Campbell, Casey, Caswell, Creel, Cummings, Cunningham, Curts, Dawson, Diarman, Eads, Eddy, Erwin, Glenn, Griffith, Grubb, Hick, Hodges, Janney, Johnston, Marshall, Miner, Morrison of Monroe, Ozburn, Prevo, Reynolds, Robb, Robinson of Woodford, Rutledge, Shumway, Smith, Stickney, Stokes, Stookey, Swing, Tucker, Turner, Underwood and White.—45.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in its passage.

Mr. Thomas of Morgan, moved a reconsideration of the vote just taken on the passage of the bill for "An act making appropriations for the years 1847 and '48," which was not agreed to.

Mr. Boyakin moved that the House proceed to the consideration of House bills, that have been returned by the Senate as amended, which was agreed to.

The amendments of the Senate to bills of the following titles, were then read and concurred in, to wit:

"An act for an equitable division of the school funds belonging to town 1 south, range 5 west."

"An act concerning the Muddy Saline Reservation in Jackson county;"

"An act to change certain names therein named;"

"An act to construct a rail road from Alton in Madison county to Springfield in Sangamon county;"

"An act to amend an act to locate a State road from Batavia in Kane county, to David Bennett's in DuPage county, approved Feb. 11, 1845;"

"An act to amend an act for the relief of James M. Jones of Gallatin county, approved February 28, 1845;"

"An act for the relief of Patrick Strachan and W. D. Scott;"

"An act making appropriations for the pay of the officers and privates under the command of Gen. J. J. Hardin and Major W. B. Warren, during the years 1845 and 1846."

*Ordered*, That the Clerk inform the Senate thereof.

Mr. Little of Fulton, from the committee on Engrossed and Enrolled Bills, reported as correctly enrolled, and laid before the Council of Revision, bills of the following titles:

"An act to legalize the sale of certain school lands in Sangamon county;"

"An act to vacate a part of the town plat of the eastern addition to the town of Macomb, also the entire town plat of the town of Sewardsville in the county of McDonough;"

"An act to enable the administrator of John Haynes late of Massac county deceased, to join in certain conveyances."

"An act to regulate the election of Justice of the Peace in the town of Athens;"

"An act to provide for the collection of the revenue of Washington county, for the year 1844;"

"An act to vacate a part of the town plat of Whitney's addition to the town of Belvidere in Boone county;"

"An act to suppress riots and regulating companies, and maintain the supremacy of the laws;"

"An act concerning a portion of the Northern Cross Rail Road;"

"An act in relation to lotteries, and to prohibit the vending and selling of lottery tickets;"

"An act to relocate and establish the county seat of Mercer county;"

"An act to vacate town plats;"

"An act authorizing an additional Justice of the Peace in New Boston precinct, in Mercer county;"

"An act to authorize the Shelbyville school district, to elect school directors;"

"An act to amend the act entitled Mills and Millers;"

"An act for the benefit of the heirs of George Morris, deceased, late of Effingham county;"

"An act to amend an act, entitled 'An act to provide for the dedication of lots in towns situated on Canal Lands, to public purposes;'"

"An act to amend an act, entitled 'An act to incorporate the Liverpool, Canton, and Knoxville Rail Road Company;'"

"An act to incorporate the Canton Library Association;" and

"An act to amend the practice act."

On motion,

The House adjourned.

### FRIDAY, FEBRUARY 26, 1847.

House met pursuant to adjournment.

On motion of Mr. Johnston,

The reading of the Journal was dispensed with.

Mr. Johnston, from the committee on Public Accounts and Expenditures, to which was referred a bill for "An act to amend the law in relation to jails and jailors," reported the same back with an amendment; which was read and concurred in.

*Ordered* to be engrossed for a third reading.

The rule being dispensed with, the bill was read a third time by the title, and passed.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in the passage of the same.

On motion of Mr. Cunningham,

Senate bill for "An act to legalize the acts of John R. Miller, deputy recorder for the county of Williamson, and George W. Smith, deputy clerk of the Circuit Court of Cook county," was taken up, and, the rule being dispensed with, read the first, second and third times by its title, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

Mr. Thomas of Morgan moved for adoption the following order, to wit:

"*Ordered*, That the order of business until 12 o'clock to day be, that counties be called in alphabetical order, and that as said counties shall be called, all bills relating to such county, or in which that county alone is interested, shall be taken up and disposed of."

Mr. Wallace moved to amend the order by adding the following: "and that such order be continued until all the counties shall be called over;" which was agreed to;

When the order, as amended, was adopted.

On motion of Mr. Creel,

Senate bill for "An act for the relief of Augustus Martin," was taken up, read the first and second times by its title, and

*Ordered* to a third reading.

The rule being dispensed with, the bill was read the third time, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Sherman,

Senate bill for "An act to incorporate the University of Chicago," was taken up, read a second time by its title, and

*Ordered* to a third reading.

On motion of Mr. Sherman,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Sherman,

Senate bill for "An act to incorporate the St. Francis Xavier Female Academy of Chicago, Illinois," was taken up, read the first and second times by its title, and

*Ordered* to a third reading.

The rule being dispensed with, the bill was read the third time, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Starkweather,

Senate bill for an act to authorize Benjamin W. Raymond, Joseph Tefft and Truman Gilbert to build a dam across Fox river in Kane county," was taken up, read, and

*Ordered* to a second reading.

The rule being dispensed with, the bill was read the second and third times by its title, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Starkweather,

Senate bill for "An act in relation to the cemetery in the town of Elgin, in Kane county," was taken up, read the first and second times by its title, and

*Ordered* to a third reading.

The rule being dispensed with, the bill was read the third time, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

A message from the Senate, by Mr. Elwood, their Assistant Secretary:

*Mr. Speaker*: The Senate have concurred with the House of Representatives, in the amendment to the bill entitled

"An act to provide for forfeited recognizances."

They have also concurred in the passage of bills entitled

"An act to incorporate the town of Shawneetown;"

"An act to provide for the apprehension of fugitives from justice;"

"An act authorizing an additional justice of the peace in Plumb creek precinct, Randolph county;"

"An act to amend 'An act to establish a ferry across the Mississippi river;'"

"An act to incorporate Piasa Lodge No. 27, of Free and Accepted Masons;"

"An act to transcribe the records of Scott county;" and

"An act to add a part of Sangamon to Menard county."

The Senate have also concurred with the House of Representatives in the adoption of joint resolutions upon the subject of a geological survey of the State; also relative to the binding of the present session of the General Assembly.

On motion of Mr. Glenn,

Engrossed bill for "An act to attach a portion of Logan county to the county of De Witt," was taken up, and,

On his motion,

Amended by adding the following at the end:

"*Provided*, That no territory shall be stricken from Logan county unless a majority of the legal voters of said county, are cast in favor of such proposition at said election, and also a majority of the legal voters of De Witt county;"

When the bill, as amended, passed, by yeas and nays, on the demand of Messrs. Linder and Grubb, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Brown, Barber, Brown, Casey, Cockle, Creel, Cummings, Curtis, D'Wolf, Diarman, Eads, Eddy, Ela, Fry, Funkhouser, Glenn, Hansford, Harrington, Harpole, Hayes, Janney, Kretsinger, Linder, Little of Fulton, Marshall, Martin, Morton, O'Conner, Ozburn, Remann, Reynolds, Robeson of Woodford, Rutledge, Stanley, Stark, Seehorn, Sims, Smith, Stokes, Swing, Tucker, Underwood, Wallace, Watson, Wright, Wynne and Mr. Speaker.—48.

Those who voted in the negative, are,

Messrs. Aiken, Austin, Bailey of Fulton, Bailey of Rock Island, Blake-man, Boyakin, Bragg, Caswell, Dawson, Erwin, Everett, Glover, Grubb, Hick, Higgins, Hodges, Johnston, Kinney, Logan of Jackson, Lukins, McConnel, McLain, Miller, Morrison of Monroe, Prevo, Robb, Robinson of Menard, Starkweather, Skinner, Slocumb, Stookey, Turner and Ward-law.—33.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Harrington,

Senate bills of the following titles, to wit:

"An act to establish a road from Fox to Rock river;" and

"An act relating to common schools in Kane and De Kalb counties,"

Were taken up, read the first and second times, and

*Ordered* to a third reading.

The rule being dispensed with, the said bills were read the third time, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Remann,

Senate bill for "An act to allow the heirs of Charles Prentice, deceased, to redeem certain lots in the town of Vandalia, Fayette county," was taken up, read the first and second times by its title, and

*Ordered* to a third reading.

The rule being dispensed with, the bill was read the third time, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Kinney,

Senate bill for "An act to legalize the acts of the deputy surveyor of Du Page county," was taken up, read the first and second times by its title, and

*Ordered* to a third reading.

The rule being dispensed with, the bill was read the third time, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

A message from the Senate, by Mr. Elwood, their Assistant Secretary:

*Mr. Speaker:* The Senate have passed a bill entitled "An act in relation to incorporations;" in the passage of which, I am directed to ask the concurrence of the House of Representatives.

The Senate have concurred with the House of Representatives, in the passage of bills, entitled

"An act to amend chapter forty-one of the Revised Statutes, in relation to fees, approved March 3, 1845;"

"An act to revive a certain act therein mentioned;"

"An act to provide for recording transcripts of judgments of justices of the peace;" and

"An act to provide for the sale of public property in White county;"

The last bill, as amended by the Senate; in which amendment, I am directed to ask the concurrence of the House of Representatives.

The Senate have also concurred in the passage of a bill entitled, "An act to change the law incorporating the city of Galena, and to amend the same."

The Senate have concurred with the House of Representatives in the passage of bills entitled

"An act to authorize Andrew Gray the use of a portion of the Peoria and Warsaw Rail road;"

"An act to locate, re-locate, vacate and establish certain State roads;" and

"An act making appropriations for the years 1847 and 1848,"

As amended by them;

In which amendments, I am directed to ask the concurrence of the House of Representatives.

Mr. Stark, from the committee on Engrossed and Enrolled Bills, reported, as correctly enrolled, and laid before the Council of Revision, "An act to incorporate the town of Hainesville, and for other purposes."

On motion of Mr. Little of Fulton,

Senate bill for "An act to create the the county of Douglass," was taken from the table.

The question arising on ordering the bill to be engrossed for a third reading, it was not agreed to, by yeas and nays, on the demand of Messrs. Little of Fulton, and Caswell, as follows:

Those who voted in the affirmative, are,

Messrs. Aiken, Bragg, Cummings, Cunningham, Davis, Ela, Funkhouser, Glenn, Grubb, Hart, Huffman, Janney, Johnston, Little of Fulton, Little of Will, Marshall, Miner, Morris, O'Conner, Robeson of Woodford, Robinson of Menard, Rutledge, Seehorn, Sims, Skinner, Swing, Turner, Wright, Wynne and Mr. Speaker.—30.

Those who voted in the negative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Fulton, Bailey of Rock Island, Barber, Blakeman, Boyakin, Boyle, Brown, Campbell, Casey, Caswell, Creel, Cross, Curts, Dana, Dawson, D'Wolf, Diarman, Eads, Eddy, Enloe, Erwin, Everett, Glover, Hansford, Harrington, Harpole, Hayes, Higgins, Hodges, Kinney, Kretingser, Linder, Logan of Jackson, Logan of Sangamon, Lukins, McConnel, McLain, Martin, Miller, Morrison of Hancock, Morrison of Monroe, Morton, Omelveny, Ozburn, Peitson, Pervo, Remann, Reynolds, Robb, Stanley, Sherman, Shumway, Slocumb, Stickney, Stokes, Stookey, Thomas of Morgan, Tucker, Underwood, Wallace, Wardlaw, Watson and Williams.—66.

Mr. Everett moved a re-consideration of the vote just taken; which was not agreed to.

Mr. Reynolds, on leave, from the committee on Finance, to which was referred a bill for "An act making appropriations for the pay of the officers and privates in the expedition to Hancock county, in the fall of the year 1846, under Governor Ford," reported the same back, with a substitute; which was read, and concurred in.

*Ordered*, That the bill, as amended, be engrossed for a third reading.

The rule being dispensed with, the bill was read the third time by its title, and passed.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in its passage.

Mr. Archer, from the committee on State Roads, to which was referred a bill for "An act to amend an act entitled 'An act to incorporate the Rock river Dam and Bridge Company,'" reported the same back with an amendment; when,

On motion,

The House adjourned until half past 2 o'clock, this afternoon.

HALF PAST TWO O'CLOCK, P. M.

House met pursuant to adjournment.

The question being on concurring with the committee on State Roads in their amendment to the bill for "An act entitled 'An act to incorporate the Rock River Dam and Bridge Company,'" reported before adjournment;

Mr. Archer moved the previous question; which was sustained; when

The proposed amendment was agreed to.

The rule was then dispensed with, the bill read the third time, and passed.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in its passage.

Mr. Omelveny, from the committee on Engrossed and Enrolled Bills, reported as correctly enrolled, and laid before the Council of Revision,

"An act to revive a part of a certain act therein named;"

"An act making appropriations for the pay of the officers and privates under the command of General J. J. Hardin and Major W. B. Warren, during the years 1845 and 1846;" and

"An act authorizing an additional justice of the peace in Plumb creek precinct, Randolph county."

Mr. Bragg, on leave, from the committee on the Judiciary, to which was referred Senate bill for "An act defining the liabilities of the securities of Charles Kitchen, late agent of the internal improvement fund of Greene county," reported the same back, and recommended its passage.

The rule was then dispensed with, the bill read the third time, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Bragg,

Senate bill for "An act to abolish the corporation of the town of Carleton," was taken up.

The rule was dispensed with, and the bill read the first, second and third times by its title, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Fry,

Senate bill for "An act for the benefit of Calhoun county," was taken up, and read the first and second times by its title.

The rule being dispensed with, the bill was read the third time.

On motion of Mr. Fry,

The first section of the bill was amended by striking out the words "and forty-eight."

Mr. Dawson moved to amend the bill by adding the following:

"That every county that is in debt more than their public buildings are worth, shall be released from State taxes for the year 1847."

The proposed amendment was,

On motion of Mr. Fry,

Laid on the table; when,

On motion of Mr. Dawson,

The bill was laid on the table.

On motion of Mr. Linder,

The bill for "An act making appropriations for the years one thousand eight hundred and forty-seven and forty-eight," was taken up.

Mr. Boyakin moved to amend the amendments of the Senate, by adding the following:

"Sec. —. To M. Brayman, for balance due him for services and money expended by him in the revision, copying, indexing and publication of the Revised Statutes, under his appointment by the last General Assembly, from the twenty-sixth day of April, 1844, to the fifteenth day of October, 1845, the sum of eight hundred dollars;" which was,

On his motion,

Referred to the committee on Public Accounts and Expenditures.

Mr. Logan of Sangamon moved to amend the Senate's amendment by adding:

"To John B. Weber, two dollars per day for service not yet paid for, and for work to be done in making tract books for the Auditor's office, authorized by an act passed March 3, 1845;" which was,

On motion of Mr. Cunningham,

Referred to the committee on Public Accounts and Expenditures.

Mr. Johnston called for a division of the question; which was sustained.

The question being on concurring with the Senate in their amendment the first section of the bill, striking out "three dollars and fifty cents,"



and inserting "four dollars," it was not agreed to, by yeas and nays, on the demand of Messrs. Sims and Rutledge, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Rock Island, Boyle, Chapman, Dana, Davis, D'Wolf, Enloe, Everett, Funkhouser, Grubb, Harrington, Hodges, Huffman, Kretzinger, Logan of Jackson, McLain, Morrison of Hancock, O'Conner, Pickering, Robinson of Menard, Stanley, Stark, Sherman, Skinner, Wallace and Watson.—26.

Those who voted in the negative, are,

Messrs. Archer, Aiken, Bailey of Brown, Barber, Blakeman, Boyakin, Bragg, Brown, Campbell, Casey, Caswell, Cockle, Creel, Cummings, Cunningham, Curts, Dawson, Diarman, Eads, Ela, Erwin, Fry, Glenn, Glover, Hansford, Hayes, Higgins, Janney, Johnston, Kinney, Linder, Little of Fulton, Logan of Sangamon, Lukins, McConnel, Marshall, Miller, Miner, Morrison of Monroe, Ozburn, Peirson, Prevo, Randolph, Reynolds, Robb, Robeson of Woodford, Ruddle, Rutledge, Starkweather, Sims, Slocumb, Smith, Stickney, Stokes, Stookey, Thomas of Morgan, Tucker, Turner, Underwood, Wardlaw, White, Williams, Wright, Wynne and Mr. Speaker.—65.

The question arising on concurring with the Senate in their amendment relative to the compensation of officers of the General Assembly, it was not concurred in.

When the House concurred with the Senate in their amendment increasing the salary of the State Treasurer from \$1600 to \$2000, by yeas and nays, on the demand of Messrs. Linder and Logan, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Bailey of Fulton, Bailey of Rock Island, Barber, Caswell, Chapman, Cockle, Cummings, Cunningham, D'Wolf, Eads, Ela, Enloe, Erwin, Everett, Funkhouser, Glover, Grubb, Harrington, Harpole, Hayes, Hick, Higgins, Janney, Johnston, Little of Will, Logan of Jackson, Logan of Sangamon, Lukins, McLain, Marshall, Martin, Miller, Morrison of Hancock, Morrison of Monroe, Morton, Ozburn, Peirson, Pickering, Robb, Robinson of Menard, Stanley, Starkweather, Seehorn, Sherman, Skinner, Slocumb, Stickney, Swing, Tappan, Thomas of Morgan, Turner, Wardlaw, Williams, Wynne and Mr. Speaker.—56.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Brown, Blakeman, Boyakin, Boyle, Bragg, Brown, Campbell, Casey, Creel, Curts, Dawson, Diarman, Fry, Glenn, Hansford, Hart, Hodges, Huffman, Kinney, Kretsinger, Linder, Little of Fulton, McConnel, Miner, Omelveny, Prevo, Randolph, Remann, Reynolds, Robeson of Woodford, Ruddle, Rutledge, Stark, Sims, Smith, Stokes, Stookey, Tucker, Underwood, Wallace, Watson and Wright.—43.

The House then concurred with the Senate in their amendment giving compensation to Robert Bell, as clerk to a select committee, &c.

The question arising on the Senate's amendment, making the appropriation of sixteen dollars to each of the clergymen that have officiated as chaplains of the Senate and House of Representatives, during the present session of the General Assembly, it was concurred in, by yeas and nays, on the demand of Messrs. Linder and Dawson, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Brown, Bailey of Rock Island, Blakeman, Brown, Caswell, Chapman, Cockle, Cross, Cummings, D'Wolf, Eads, El, Enloc, Everett, Glover, Hayes, Hick, Higgins, Kretsinger, Little of Will, Logan of Sangamon, McConnell, McLain, Marshall, Martin, Miller, Miner, Morrison of Hancock, Morton, Omelveny, Peirson Pickering, Randolph, Remann, Robb, Stanley, Stark, Sherman, Shumway, Skinner, Slocomb, Swing, Tappan, Thomas of Morgan, Tucker, Underwood, Wallace, Wardlaw, Williams and Wynne.—51.

Those who voted in the negative, are,

Messrs. Barber, Boyakin, Bragg, Campbell, Casey, Creel, Cunningham, Curts, Dawson, Erwin, Glenn, Grubb, Hansford, Harrington, Hart, Hodges, Huffman, Janney, Johnston, Kinney, Linder, Little of Fulton, Lukins, Morrison of Monroe, O'Conner, Ozburn, Prevo, Reynolds, Robinson of Menard, Ruddle, Rutledge, Seeborn, Sims, Smith, Stickney, Stokes, Stookey, Turner, White, Wright and Mr. Speaker.—41.

The question arising on concurring with the Senate in their amendment allowing L. B. Knowlton the per diem allowance of a member and mileage, while contesting a seat in the Senate, it was concurred in.

The House refused to concur with the Senate in their amendment increasing the pay of the State house porter.

*Ordered*, That the Clerk report the same to the Senate.

On application, leave was given to Mr. Glenn to withdraw papers relative to adding a part of the county of Logan to the county of De Witt; and to Mr. Morton to withdraw remonstrances against division of Morgan county.

On motion,

The House adjourned until 7 o'clock, P. M.

#### SEVEN O'CLOCK, P. M.

House met pursuant to adjournment.

Mr. Little of Fulton, from the committee on Engrossed and Enrolled Bills, reported as correctly enrolled, and laid before the Council of Revision, bills of the following titles, viz:

"An act to incorporate the Chicago Bethel Association;"

"An act to continue the charter of the Mount Carmel and Alton Railroad Company;"

"An act authorizing Isaac G. Israel to construct a turnpike road in Pike county;"

"An act to provide for the apprehension of fugitives from justice;"

"An act to construct a rail road from Alton in Madison county, to Springfield in Sangamon county;"

"An act to provide for the recording transcripts of judgments of Justices of the Peace;"

"An act to change the name of the county of Marquette, to organize the same, and to attach a portion of the county of Adams thereto, and to provide for the collection of the revenue therein, and for other purposes therein mentioned."

"An act to change certain names therein mentioned;"

"An act to amend an act entitled 'An act to establish a ferry across the Mississippi river;'"

"An act to adjust and settle the title to the wharfing privileges in Chicago, and for other purposes;"

"An act to incorporate the Rock Island and La Salle Railroad Company;"

"An act to erect the city of Quincy into a common school district;"

"An act to amend the city charter of the city of Quincy;"

"An act to amend chapter forty-one of the Revised Statutes, in relation to fees," approved March 3, 1845;"

"An act regulating the terms of the courts in the first judicial circuit;"

On motion of Mr. Glover,

Senate bill for "An act to authorize George H. Norris to build a bridge across the Illinois river at Ottawa," was taken up, read the first and second times by its title, and

*Ordered* to a third reading; when,

On motion of Mr. Glover,

The bill was amended by striking out "forty," in the fourth line of the fourteenth section, and inserting "sixty."

The rule was then dispensed with, the bill read the third time, and passed.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in the amendment.

Mr. Morrison of Hancock, from the committee on the Judiciary, to which was referred a bill for "An act for the relief of the persons therein named," reported the same back with a substitute; which was read and concurred in.

The rule being dispensed with, the bill was read a third time, and passed, as amended.

On motion of Mr. Morrison of Hancock,

The title was amended so as to read "An act to extend the limits of the town of Nauvoo."

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Johnston,

Senate bill for "An act to empower Henry M. Waters to sell and convey certain real estate," was taken up, and

The rule being dispensed with, read the first, second and third times by its title, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Stark,

Senate bill for "An act supplemental to an act entitled 'An act for the assessment and collection of revenue for Hancock county, for 1845, 1846 and 1847,'" was taken up, and

The rule being dispensed with, read the first, second and third times by its title, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Curtis,

The Senate bill for "An act supplemental to an act entitled 'An act to apportion the representation of the State of Illinois,' approved February 22, 1847," was taken up, and read the first time; when

The House refused to order the bill to a second reading.

On motion of Mr. Eads,

Senate bill for "An act to incorporate the Galena Hydraulic Company," was taken up, read the first and second times by its title, and

*Ordered* to a third reading.

The rule being dispensed with, the bill was read the third time, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Pickering,

House bill for "An act to provide for the sale of public property in White county," was taken up, and the amendment of the Senate to the same concurred in.

*Ordered*, That the Clerk inform the Senate thereof.

Mr. Pickering, on leave, from the committee on Internal Improvements, to which was referred Senate bill for "An act to incorporate the Illinois Transporting Company," reported the same back, and recommended its passage.

The bill was then

*Ordered* to a third reading.

Mr. Dawson moved to lay the bill on the table; which was not agreed to.

On motion of Mr. Morris,

The rule was dispensed with, the bill read the third time by its title, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

• On motion of Mr. Ela,

The Senate bill for "An act to incorporate the Hainesville Academy in Lake county," was taken up, read a first and second times by the title, and

*Ordered* to a third reading.

On motion of Mr. Logan of Sangamon,

The rule was dispensed with, and said bill read a third time, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

Mr. Marshall, on leave, introduced a bill for "An act to change the time of commencing the terms of the Circuit Courts of Massac county;" which was read the first time, and

*Ordered* to a second reading.

On his further motion,

The rule was dispensed with, and said bill read the second and third times by the title, and passed.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Barber,

The Senate bill for "An act to allow American subscribers to the canal loan of \$1,600,000, the same privilege or right conferred upon foreign subscribers," was taken up, read the first and second times by the title, and

*Ordered* to a third reading.

On motion of Mr. Sherman,

The rule was dispensed with, and said bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. Stickney, from the committee on Banks and Corporations, on leave, reported back a bill for "An act to amend 'An act granting certain powers to the trustees of Shawneetown,' approved January 22, 1831," without amendment.

*Ordered* to a third reading.

On his motion,

The rule was dispensed with, and said bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Linder,

The vote of the House refusing to concur with the Senate in their first amendment to the bill for "An act making appropriations for the years one thousand eight hundred and forty-seven and forty-eight," was reconsidered.

On motion of Mr. Kretsinger,

The previous question was ordered.

The question being on concurring with the Senate in its amendment, it was not agreed to, by yeas and nays, on demand of Messrs. Stookey and Dawson, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Rock Island, Boyle, Cantrill, Chapman, Dana, D'Wolf, Ela, Enloe, Everett, Funkhouser, Glover, Grubb, Hansford, Harrington, Hart, Hodges, Huffman, Kretsinger, Linder, Little of Will, Logan of Jackson, McLain, Morris, Morrison of Hancock, O'Conner, Omelveny, Pearson, Pickering, Remann, Stanley, Stark, Sherman, Skinner, Smith, Tappan and Wallace.—36.

Those who voted in the negative, are,

Messrs. Archer, Aiken, Bailey of Brown, Barber, Blakeman, Boyakin, Bragg, Brown, Campbell, Casey, Caswell, Cockle, Creel, Cross, Cummings, Cunningham, Curts, Dawson, Diarman, Eads, Erwin, Higgins, Janney, Johnston, Little of Fulton, McConnel, Marshall, Martin, Miller, Miner, Morrison of Monroe, Morton, Ozburn, Prevo, Reynolds, Robeson of Woodford, Rutledge, Seehorn, Shumway, Sims, Stickney, Stokes, Stookey, Tucker, Turner, Underwood, Williams, Wright and Mr. Speaker.—49.

Mr. Reynolds, on leave, from the committee on Finance, to which was referred a Senate bill for "An act to amend the eighty-ninth chapter of the Revised Laws, entitled 'Revenue,'" reported the same back, with the amendment proposed by Mr. Thomas of Morgan, and recommended the passage of the bill, without the amendment.

Mr. Thomas of Morgan then withdrew his amendment; when the bill was

*Ordered* to a third reading.

On motion of Mr. Reynolds,

The rule was dispensed with, and the bill read the third time, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Omelveny,

Senate bill for "An act for the relief of Justus Post," was taken up, read the third time, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Wardlaw,

Senate bill for "An act to authorize the school trustees of township thirteen north, range ten east, fourth principal meridian, to establish a ferry across the Illinois river," was taken up, read the first and second times by the title, and

*Ordered* to a third reading.

On his further motion,

The rule was dispensed with, and the bill read the third time, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Wardlaw,

Senate bill for "An act to establish a ferry across the Illinois river at Henry in Marshall county, was taken up, read the first and second times by its title, and

*Ordered* to a third reading; when,

On motion of Mr. Wardlaw,

The bill was amended by striking out after the word "from," in the sixth line of the first section, the words "the south west fractional quarter section thirty-three," and insert "any land owned by him or them or any other person, with the consent of the owner thereof."

The rule was then dispensed with, and the bill read the third time, and passed, as amended.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in the amendment.

On motion of Mr. Glover,

Senate bill for "An act providing changes in the seventh and ninth judicial circuits, and for fixing the time for holding courts in the seventh judicial circuit," was taken up, read the first and second times by its title, and

*Ordered* to a third reading.

On motion of Mr. Glover.

The bill was amended by adding the following section:

"SEC. 3. That the courts in the sixth judicial circuit, shall be held at the following named places at the following times, to wit: At Dixon, Lee county, on the second Monday in April and third Monday in August; at Sterling, Whiteside county, on third Monday in April and fourth Monday in August; at Cambridge, Henry county, on the fourth Monday in April and the first Monday of September; at Millersburg, Mercer county, on the first Monday in May and the second Monday of September; at Rock Island, Rock Island county, on the second Monday in May and the third Monday in September; at Mount Carroll, Carroll county, on the third Monday in May and the fourth Monday in September; at Galena,

Jo Daviess county, on the first Monday in October and the fourth Monday in May."

The rule being dispensed with, the bill, as amended, was read the third time by its title, and passed.

On motion,

The title was amended by adding "and in the sixth judicial circuit."

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in said amendments.

On motion of Mr. Archer,

The Senate amendments to a bill for "An act to locate, re-locate, vacate and establish certain State roads," were taken up, read, and concurred in.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Peirson,

The Senate bill for "An act to authorize Alonzo T. Phillips to build a dam across Fox river, in the town of Batavia, in Kane county," was taken up, and read the first and second times by the title.

On his further motion,

The bill was amended by adding after the word "otherwise," the following, viz: "*And provided, also*, That nothing contained in this act shall interfere with any rights and the full enjoyment thereof, that have been heretofore granted to any person or company whatsoever."

On motion of Mr. Glover,

The bill was further amended by adding the following as an additional section, viz:

"SEC. 2. That the judge of the ninth judicial circuit and the judge of the Cook County Court may exchange and hold each other's courts."

The bill, as amended, was then

*Ordered* to a third reading.

On motion of Mr. Pierson,

The rule was dispensed with, and said bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in the amendments thereto.

On motion of Mr. Dana,

Senate bill for "An act to establish a State road from Rockford, northerly, to the State line," was taken up; when,

On motion,

The House adjourned until 9 o'clock, to morrow morning.

## SATURDAY, FEBRUARY 27, 1847.

House met pursuant to adjournment.

On motion,

The reading of yesterday's journal was dispensed with.

The question being the consideration of Senate bill for "An act to establish a State road from Rockford northerly to the State line," it was read the first and second times by its title, and

*Ordered* to a third reading.

The rule was dispensed with, and said bill read a third time by the title, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

Mr. Logan of Jackson, from the committee on the Penitentiary, to which was referred the petition of sundry citizens of the State, asking that religious instruction may be given to the inmates of the Penitentiary, reported the same back, and asked to be discharged from their further consideration; which was agreed to.

Mr. Logan of Jackson, from the select committee, to which had been referred a bill for "An act for the appointment of a commissioner of roads in several counties in this State," reported the same back, and recommended its rejection.

When the House refused to order the same to be read the third time.

On motion of Mr. Wallace,

Senate bill for "An act in relation to the First Congregational Society of Rockford," was taken up, and read the first and second times by its title, and

*Ordered* to a third reading.

The rule was dispensed with, and the bill read the third time, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Swing,

A House bill on its second reading, for "An act for the relief of inhabitants of township 20, north of range 5 west, in Mason county," was taken up, and

The rule being dispensed with, read the second and third times by its title, and passed.

*Ordered*, That the Clerk inform the Senate thereof, and ask the concurrence in the passage of the same.

On motion of Mr. Thomas of Morgan,

The following memorial was adopted:

Memorial of the Legislature of Illinois to the Congress of the United States:

*Whereas*, In the Black Hawk war in the State of Illinois, in the years 1831 and 1832, many citizens of the State of Illinois, suffered great loss and damage from the many thefts and depredations of the Sauk and Fox Indians, in the burning of Houses and property, stealing of horses, hogs, cattle, &c., destruction of crops and subsistence;

*And whereas*, many of the claims for said damages, thefts and depredations committed, have been proven before officers appointed by the Governor for that purpose, among whose are those of William Deviston of Mercer county, with many others in the same counties; Therefore,

*Resolved by the Senate and House of Representatives, of the State of Illinois*, That our Senators be instructed and our Representatives be requested, to use their best exertions to procure the passage of a law authorizing the payment of damages to the several persons in Illinois, whose said claims have been or may be proven in such manner as may be provided by law.

*Resolved*, That his Excellency the Governor be requested to transmit a copy of the foregoing preamble and resolution to each of our members in Congress.



On motion of Mr. Boyakin,

Leave of absence was granted to Mr. Pace, assistant Clerk, for the remainder of the session.

On motion of Mr. Cockle,

Leave of absence was granted to Mr. Epperson, for the remainder of the session.

On motion of Mr. Morton,

Senate bill for "An act for the relief of Cornelius Ludlum," was taken up, and read the first and second times by its title, and

*Ordered* to a third reading.

The rule was dispensed with, and the bill read the third time, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

Mr. Dana, from the committee on State Roads, to which was referred Senate bill for "An act entitled 'An act to incorporate the Rock River Bridge Company,'" reported the same back to the House, and recommended its passage.

The rule was then dispensed with, the bill read the third time by its title, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Cockle,

Senate bill for "An act to incorporate the President and Trustees of the Peoria Female Seminary," was taken up, and

The rule being dispensed with, read the first, second and third times by its title, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Cockle,

Senate bill for "An act to establish the Illinois State Hospital for the Insane," was taken up, and made the order of the day for two o'clock this afternoon,

On motion of Mr. Austin,

Senate bill for "An act to vacate the town plat of Westminster in Fulton county," was taken up, and,

On motion of Mr. Morris,

Laid on the table.

On motion of Mr. Higgins,

Senate bill for "An act to vacate certain streets in the town of Pittsfield and county of Pike," was taken up, read the first, second and third times by its title, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. McLain,

Senate bill for "An act to enable Clay county to reconstruct the road and bridges over Purgatory Swamp, and Little Wabash River," was taken up, and read the first and second times by the title, and passed.

*Ordered* to a third reading; when,

On motion,

The consideration of the bill was postponed until two o'clock this afternoon.

Mr. Logan of Sangamon, from the select committee, to which was referred a petition on the subject, reported a bill for "An act for the sale of cer-

tain recesses in Chester;" which was read the first and second times by the title, and

*Ordered* to be engrossed for a third reading.

On motion of Mr. Logan of Sangamon,

The rule was dispensed with, and the bill read the third time, and passed.

*Ordered*, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

Mr. Morrison of Monroe, from the select committee, to which was referred a bill for "An act to amend an act changing the stray law, approved March 3, 1845," reported the same without amendment, and recommended its passage.

*Ordered* to be engrossed for a third reading.

On motion of Mr. Morrison of Monroe.

The rule was dispensed with, and the bill read the third time; when,

On motion of Mr. Huffman,

Its further consideration was postponed until seven o'clock this evening. A message from the Senate, by Mr. Elwood, their assistant Secretary:

*Mr. Speaker*: The Senate have concurred with the House of Representatives in the passage of bills, entitled

"An act to require the people of Alton to pay a part of the election and court expenses of the county of Madison;"

"An act supplemental to an act making appropriations for the pay of the officers and privates under the command of Gen. J. J. Hardin and Major W. B. Warren during the years 1845 and 46," and

"An act supplemental to the act to incorporate the Sangamon and Morgan Rail Road."

I am directed by the Senate to inform the House of Representatives that they have indefinitely postponed the consideration of the bill, entitled

"An act for the formation of the county of Harrison."

The Senate have insisted upon their amendments to the bill of the House, in which the House refused to concur, entitled "An act making appropriations for the years 1847 and 1848." Upon the disagreeing vote of the two Houses in relation to said amendments, the Senate request the appointment of a committee of Conference of five, on the part of the Senate, and nine on the part of the House of Representatives. Messrs. Davis of Hancock, Dougherty, Wilcox, Davis of Massac, and Judd are the committee on the part of the Senate.

On motion of Mr. Logan of Sangamon,

A Senate bill for "An act to incorporate the Springfield Hotel Company," was taken up, and read the first and second times by the title.

Mr. Kretsinger moved to amend the bill so as to make the stockholders liable in their individual property for the debts of the corporation.

On motion of Mr. Logan of Sangamon,

The proposed amendment was laid on the table.

The bill was ordered to a third reading.

On his motion,

The rule was dispensed with, and the bill read the third time, and passed,

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Sherman.

The message from the Senate requesting the appointment of a committee of Conference on the disagreeing votes on the amendments of the Senate to the bill for "An act making appropriations for the years 1847 and 1848," was taken up, and concurred in.

*Ordered*, That Messrs. Sherman, Erwin, Seehorn, Omelveny, Linder, Thomas of Morgan, Cunningham, Brown, and Huffman, be the committee on the part of the House, and that the Clerk inform the Senate thereof.

Mr. Reynolds, from the select committee, to which was referred a bill for "An act to amend the estray laws, approved March 3, 1845," reported the same back to the House with an amendment, which was read and concurred in.

The rule being dispensed with, the bill was read the third time by its title, and passed as amended.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in its passage.

Mr. Reynolds, from the committee on Finance, to which was referred the bill for "An act to extend the time for collection and return of taxes in Mason county three months," reported the same back with an amendment, which was concurred in, and

The rule being dispensed with, the bill was read the third time, and passed as amended,

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Morris,

The rule was dispensed with, and the Senate bill for "An act to refund money paid by R. M. Young for this State," was taken up.

The question being on concurring with the committee on Finance, in their amendments to the bill, it was agreed to.

On motion of Mr. Sherman,

The rule was further dispensed with, and the bill read the third time.

On the question, Shall the bill pass? it was not agreed to, by yeas and nays, on the demand of Messrs. Stookey and Huffman, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Barber, Chapman, Cockle, D'Wolf, Ela, Everett, Glover, Harrington, Hart, Kinney, Little of Fulton, Little of Will, Martin, Miller, Morris, Morrison of Hancock, Morton, O'Conner, Peirson, Robeson of Woodford, Ruddle, Stanley, Shumway, Slocumb, Swing, Wallace, Williamson, Wynne and Mr. Speaker.—30.

Those who voted in the negative, are,

Messrs. Archer, Aiken, Bailey of Rock Island, Blakeman, Boyakin, Boyle, Campbell, Cantrill, Casey, Creel, Cross, Curts, Dawson, Diarman, Eads, Eddy, Enloe, Fry, Funkhouser, Glenn, Grubb, Harpole, Hayes, Hick, Higgins, Hodges, Huffman, Johnston, Kretsinger, Lukins, McConnel, McLain, Miner, Morrison of Monroe, Ozburn, Pickering, Prevo, Remann, Robb, Robinson of Menard, Rutledge, Sims, Skinner, Smith, Stickney, Stokes, Stookey, Tucker, Turner, Underwood, Wardlaw, White and Wright.—53.

Mr. Logan of Sangamon, on leave, introduce a bill for "An act for fur-

nishing certain tract books for the use of the Auditors office;" which was read a first and second times by the title, and

*Ordered* to be engrossed for a third reading.

On his motion,

The rule was dispensed with, and said bill read a third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Logan of Sangamon,

The Senate bill for "An act finally closing the affairs of the State Bank of Illinois," was taken up; when,

On motion of Mr. Martin,

The further consideration of said bill was postponed until 3 o'clock P. M.

Mr. Johnston, from the committee on Public Accounts and Expenditures, to which was referred the claim of M. Brayman, for services rendered, reported the same back, and asked to be discharged from its further consideration; which was granted,

On motion of Mr. Johnston,

Mr. Brayman had leave to withdraw said papers.

On motion of Mr. Miner,

The Senate bill for "An act to vacate the town plat of Brussels in Scott county," was taken up, read the first and second times by the title, and

*Ordered* to a third reading.

On his further motion,

The rule was dispensed with, and the bill read the third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that Clerk inform the Senate thereof.

On motion of Mr. Miner,

House bill for "An act for the relief of Francis G. Murray, of Scott county," was read a second time by the title, and

*Ordered* to be engrossed for a third reading.

On his further motion,

The rule was dispensed with, and said bill read the third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

Mr. Marshall, from the committee on Engrossed and Enrolled Bills, reported as correctly enrolled, and laid before the Council of Revision, bills entitled

"An act to amend 'An act for the relief of James M. Jones, of Gallatin county,' approved February 28, 1845;" and

"An act to incorporate the town of Shawneetown."

On motion of Mr. Erwin,

Leave was given him to withdraw certain papers.

Mr. Reynolds moved to dispense with the order, and take up for consideration the Senate bill for "An act for the regulation and government of the Militia of the State of Illinois;" which was decided in the affirmative, by yeas and nays, on the demand of Messrs. Reynolds and O'Connor, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Aiken, Bailey of Brown, Bailey of Fulton, Blakeman, Boyakin, Brown, Casey, Caswell, Cockle, Creel, Cunningham, Curts, Diarman, Eads, Enloe, Erwin, Funkhouser, Glover, Grubb, Kretsinger, Linder, Logan of Jackson, McLain, Marshall, Martin, Miller, Morrison of Monroe, O'Conner, Omelveny, Ozburn, Peirson, Pickering, Prevo, Remann, Reynolds, Robb, Rutledge, Stanley, Sherman, Shumway, Sims, Slocumb, Smith, Stickney, Stokes, Swing, Thomas of Morgan, Tucker, Underwood, White, Wright, Wynne and Mr. Speaker.—54.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Rock Island, Barber, Boyle, Campbell, Cantrill, Cross, Davis, Dawson, Ela, Everett, Glenn, Hansford, Harrington, Hayes, Hick, Higgins, Huffman, Janney, Johnston, Kinney, Little of Fulton, Little of Will, Lukins, McConnel, Miner, Morris, Morton, Robeson of Woodford, Robinson of Menard, Seehorn, Skinner, Stookey, Turner, Wardlaw and Williams.—36.

Mr. Higgins moved to lay the whole subject on the table; which was not agreed to.

The question then recurring on the passage of the bill, it was decided in the negative, by yeas and nays, on the demand of Messrs. Kretsinger and Huffman, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Aiken, Bailey of Fulton, Blakeman, Boyakin, Bragg, Casey, Caswell, Chapman, Cockle, Creel, Cunningham, Curts, Davis, D'Wolf, Diarman, Enloe, Erwin, Fry, Funkhouser, Glover, Harpole, Hart, Hodges, Kretsinger, Logan of Jackson, McLain, Martin, Morrison of Monroe, Omelveny, Ozburn, Peirson, Prevo, Remann, Reynolds, Robb, Rutledge, Stanley, Shumway, Sims, Slocumb, Stokes, Swing, Tucker, Underwood, White, Wynne and Mr. Speaker.—48.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Brown, Bailey of Rock Island, Barber, Boyle, Brown, Campbell, Cantrill, Cross, Dawson, Ela, Everett, Glenn, Grubb, Hansford, Harrington, Hayes, Hick, Higgins, Huffman, Janney, Johnston, Kinney, Linder, Little of Fulton, Little of Will, Logan of Sangamon, Lukins, McConnel, Marshall, Miner, Morris, Morton, O'Conner, Pickering, Randolph, Robeson of Woodford, Ruddle, Stark, Seehorn, Sherman, Smith, Stickney, Stookey, Thomas of Morgan, Turner, Wallace, Wardlaw, Williams and Wright.—50.

Mr. Underwood, from the committee on Engrossed and Enrolled Bills, reported as correctly enrolled, and laid before the Council of Revision, bills entitled

"An act to incorporate the town of Sparta in Randolph county;"

"An act concerning the Muddy Saline Reservation in Jackson county;"

"An act to amend 'An act to locate a State road from Batavia in Kane county, to David Bennett's in DuPage county,' approved February 11, 1842;"

"An act to transcribe the records of Scott county;"

"An act to incorporate Piasa Lodge, No. 27, of Free and Accepted Masons;"

"An act to authorize Robert Keith to keep a ferry across the Mississippi river;"

"An act for an equitable division of the school fund belonging to town 1 south, range 5 west; and town 1 north, range 1 west; and town 1 north, range 2 west;"

"An act to add part of Sangamon to Menard county;"

"An act to authorize the levying and collecting of taxes for school purposes in the county of Iroquois, and for the sale of section 16, in town 25 north, range 11 west;"

"An act to incorporate the town of Lima in Adams county;"

"An act for the relief of Patrick Strachan and William D. Scott;"

On motion of Mr. Everett,

House bill for "An act to amend an act, entitled 'An act to incorporate the Lake Michigan Hydraulic Company,' approved March 1, 1845," was taken up.

The rule was dispensed with, the bill read the third time by its title, and passed.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Archer,

The joint resolution from the Senate, relative to the publication of the laws of a general nature in the State Register and Sangamon Journal, was taken up, read, and concurred in.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Stokes,

Senate bill for "An act to incorporate the Union County Charcoal Road Company," was taken up, read the first and second times by its title, and the rule being dispensed with, the third time, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Reynolds,

Senate bill for "An act for the relief of Solomon Davis," was read the first and second times by its title, and

The rule being dispensed with, read the third time, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Tucker,

Senate bill for "An act supplemental to an act to apportion the representation of the State of Illinois, approved Feb. 22, 1847," was taken up.

Mr. Hansford moved to lay the bill on the table, which was not agreed to; when the bill was

*Ordered* to a third reading.

Mr. Underwood moved to dispense with the rule, and read the bill the third time; which was not agreed to.

Mr. Little of Will, from the committee on Canal and Canal Lands, to which was referred Senate bill for "An act to build a bridge across the Des Plaines river in the town of Joliet," reported the same back with amendments, which were read and concurred in;

When the bill was read the third time and passed as amended.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in said amendments.

Mr. Little of Will, from the same committee, reported back, and asked to be discharged from the further consideration of Senate bill for "An act for the relief of Lovel Kimball;" which was,

On motion of Mr. Glover,

Laid on the table till Wednesday next.

On motion of Mr. Little of Will,

Senate bill for "An act to authorize the Governor to refund certain moneys," was taken up, and read the first time, and

The rule being dispensed with, read the second and third times by its title, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Cross,

House bill for "An act to locate a certain State road therein named," was taken up, and

On motion of Mr. Shumway,

Amended by striking out the words "A. J. Stevens" and inserting "Calvin Goudy" and inserting "Stephen Wilcox of Madison county," and by adding, "provided that the county surveyor of Christian county, shall be employed as the surveyor in locating said road."

"SEC. 5. That section 31 of an act entitled 'An act to locate, relocate, vacate and establish State roads,' is hereby repealed."

"SEC. 6. This act to be in force from and after its passage."

*Ordered*, That the bill be engrossed for a third reading.

On motion of Mr. Cross,

The rule was dispensed with, the bill read the third time by its title, and passed as amended.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in its passage.

Mr. Robeson of Woodford, on leave, reported back from the committee on claims, a bill for "An act for the relief of John Cooper, late collector of Madison county," and recommended its rejection;

When the House refused to order the bill to a third reading,

Mr. Skinner, from the committee on Finance, on leave, reported back a bill for "An act for the compensation of Patrick Ballingall for extra services, as State's Attorney of the Cook county court," without amendment, and recommended its passage.

When the bill was read the third time, and passed.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in its passage.

Mr. Swing, on leave, from the committee on Education, to which was referred a bill for "An act to legalize the acts of certain School Directors in Logan county, and for other purposes," reported the same back without amendment, and recommended its passage.

When the rules were dispensed with, the bill read the third time, and passed.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in its passage.

On motion of Mr. Archer,

A Senate bill for "An act to appoint a Road Commissioner in each county in the State," was taken up;

When the House refused to order the bill to a third reading.

On motion of Mr. Logan of Sangamon,

The following resolution was adopted:

*Resolved by the House of Representatives, the Senate concurring herein,* That so much of the joint resolution heretofore passed, as directs that only five hundred copies of the private and corporation acts of the present session shall be printed, shall be and the same is hereby rescinded, and that said private and corporation acts shall be published and bound with the general acts.

*Ordered,* That the Clerk inform the Senate thereof, and ask their concurrence in its adoption.

When the House adjourned till 2 o'clock, in the afternoon.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

Mr. Pickering presented a petition from F. B. Thompson and eighty other citizens of Edwards county, Illinois, in favor of a rail road from Mt. Carmel to Alton, in Illinois, as a part of a rail road from the city of Baltimore to the Mississippi river; which, without reading, was,

On his motion,

Referred to the committee on Internal Improvements.

The Senate bill for "An act finally closing the affairs of the State Bank of Illinois," being the special order, was taken up.

Mr. Boyakin moved the main question.

Mr. Cockle moved a call of the House, which was ordered, when it appeared that the following gentlemen were absent; viz:

Messrs. Boyle, Buckley, Cantrill, Creel, Cross, Davis, D'Wolf, Glenn, Harrington, Morrison of Hancock, Randolph, Stark, Starkweather, Sherman, Tappan, Watson, West, White and Wynne.

Pending the call,

Mr. Tucker, on leave, presented the petition of seventy-seven citizens of Warren county, for a charter for a company to construct a rail road from Warsaw in Hancock county, via. Carthage, Mounmouth and Toulon, to Peru in La Salle county; which, without reading, was,

On his motion,

Referred to the committee on Internal Improvements.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have concurred with the House of Representatives, in the passage of bills severally entitled

"An act for the relief of Francis G. Murray of Scott county;"

"An act to extend the time for collection and return of taxes in Mason and Iroquois counties, three months;"

"An act for the sale of certain recesses in Chester;"

"An act to authorize the bringing of suits against the State trustee of the Illinois and Michigan canal;"

"An act to extend the limits of the town of Nauvoo;"

"An act to amend 'An act changing the estray law,' approved, March 2d, 1845;"

"An act to change the time of commencing the terms of the circuit courts of Massac county;"



"An act to amend the law in relation to jails and jailers," and

"An act to remit certain taxes assessed for State revenue of 1839, upon lots and blocks in Nathaniel Pope and others' addition to Alton."

The Senate have concurred with the House of Representatives in the passage of bills, as amended by the Senate, entitled

"An act to amend 'An act concerning Wills,' approved March 3d, A. D. 1845;"

"An act to district the county of Jo Daviess and for other purposes therein mentioned;"

"An act to regulate the granting of licenses for the sale of spirituous liquors in the county of McHenry;"

"An act for the purposes therein named;"

"An act to amend 'An act granting certain powers to the trustees of Shawneetown,' approved January 22d, 1831;"

"An act making appropriations for the pay of the officers and privates in the expedition to Hancock county, in the fall of the year 1846, under Governor Ford," and

"An act to authorize the school commissioner of La Salle county, to sell a part of section 16, T. 33 N., R. 3 E."

In the amendments made by the Senate to said bills, they ask the concurrence of the House of Representatives."

The Senate have refused to order to a third reading the bill of the House, entitled "An act for the early distribution of the laws and journals."

The Senate have concurred with the House of Representatives in their amendment to the bill, entitled "An act providing changes in the seventh and ninth judicial circuits, and for fixing the time for holding courts in the seventh judicial circuit."

The Senate have passed a bill, in which they ask the concurrence of the House of Representatives, entitled "An act to enable the Auditor of the State of Illinois to perform his duty."

The Senate have adopted a resolution in which they ask the concurrence of the House of Representatives, proposing that the hour for the final adjournment of the present General Assembly, be fixed at 9 o'clock, A. M., on Monday next.

Mr. Austin, from the committee on Internal Improvements, on leave, reported the following resolutions, which were adopted, viz:

*Resolved by the House of Representatives of the State of Illinois, the Senate concurring herein,* That we have seen and read with pleasure the very interesting report of our worthy and intelligent Senator, Breese, upon the propositions of Mr. Whitney, of New York, on the subject of a rail road from Lake Michigan to the Pacific ocean, and heartily concur in the sentiments and ideas therein set forth.

*Resolved further,* That our Senators and Representatives in Congress be and they are hereby requested and instructed to use their influence in sustaining the propositions of Mr. Whitney, which have been submitted to the Congress of the United States, for a rail road from Lake Michigan to the Pacific ocean.

*Resolved,* That a copy of the above resolutions be transmitted by the Governor of this State to each of our Senators and Representatives in Congress.

On motion of Mr. D'Wolf,

The Senate bill for "An act to preserve the State arms," was taken up, read the first and second times by the title, and

*Ordered* to a third reading.

On his further motion,

The rule was dispensed with, and said bill read a third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. Underwood, from the committee on the Judiciary, to which was referred a bill for "An act in relation to the Attorney General and State Attorneys," reported the same back, with an amendment, which was concurred in.

On motion of Mr. Skinner,

The bill was amended by adding the words "Cook and Jo Davien county courts."

On motion of Mr. Logan of Sangamon,

The bill was further amended, by adding the words "by them."

*Ordered* to be engrossed for a third reading.

On motion of Mr. Underwood,

The rule was dispensed with, and said bill read a third time by the title and passed.

*Ordered*, That the title be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

Mr. Skinner, from the committee on Finance, to which was referred a bill for "An act making appropriations for the pay of certain persons therein named, acting for and under the authority of the State," reported the same back, and recommended its passage.

On motion of Mr. Thomas of Morgan,

The bill was amended by striking out the appropriation to "Benjamin Avise."

On motion of Mr. Logan of Sangamon,

The bill was further amended, by striking out all between the words "specified to-wit:" and the words "to B. C. Webster."

Mr. Archer, moved to further amend the bill by adding the following, viz: "That the Governor be, and he is hereby authorized to audit the claim of Green B. Redman, for work done on the great western mail route, under the system of Internal Improvements, a balance stated to be due said Redman, and on the production of evidence by said Redman to the Attorney General, to be by him examined and approved, in his absence, then by the Governor; the Governor being satisfied of the justness of the claim, shall issue scrip for the amount, with interest at the rate of six per cent. per annum, allowing him back interest, if considered just and due to said Redman;" which was agreed to, by yeas and nays, on the demand of Messrs. Underwood, and Morrison of Monroe, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Rock Island, Barber, Blakeman, Boyle, Brown, Chapman, Cockle, Dana, Davis, Dawson, D'Wolf, Eads, Ela, Everett, Funkhouser, Glenn, Glover, Hansford, Harpole, Hart, Hayes, Hick, Higgins, Huffman, Kinney, Little of Will,

Logan of Jackson, Logan of Sangamon, Lukins, McConnell, McLain, Martin, Miller, Morris, Morrison of Hancock, O'Conner, Omelveny, Peirson, Pickering, Prevo, Remann, Reynolds, Robb, Robinson of Menard, Ruddle, Stanley, Stark, Seehorn, Sherman, Sims, Slocumb, Stickney, Swing, Tappan, Thomas of Morgan, Wallace, Wardlaw and Mr. Speaker.—62.

Those who voted in the negative, are,

Messrs. Aiken, Boyakin, Bragg, Campbell, Cantrill, Casey, Creel, Diarman, Enloe, Grubb, Harrington, Hodges, Janney, Johnston, Kretzinger, Miner, Morrison of Monroe, Ozburn, Rutledge, Starkweather, Smith, Stokes, Stookey, Tucker and Turner.—25.

The bill, as amended, was then

*Ordered* to be engrossed for a third reading.

On motion of Mr. Cockle,

The rule was dispensed with, and said bill read a third time by the title, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in its passage.

Mr. Omelveny, from the committee on Engrossed and Enrolled Bills, reported as correctly enrolled and laid before the Council of Revision, bills, entitled

"An act to provide for the sale of the public property in White county;"

"An act supplemental to 'An act making appropriations for the pay of the officers and privates under the command of General J. J. Hardin and Major W. B. Warren during the years eighteen hundred and forty-five and forty-six;"

"An act to change the time of commencing the terms of the circuit courts of Massac county," and

"An act to require the people of Alton to pay a part of the election and court expenses of the county of Madison."

A message from the Senate, by Mr. Elwood, their Assistant Secretary:

Mr. Speaker: The Senate have concurred with the House of Representatives, in their amendments to bills, entitled

"An act to build bridges across Des Plaines river in the town of Joliet;"

"An act to authorize George H. Norris to build a bridge across the Illinois river at Ottawa."

The Senate also, have concurred with the House of Representatives in the passage of bills, entitled

"An act for the compensation of Patrick Ballingall for extra services as States' Attorney of the Cook County Court;"

"An act to locate a certain State road therein named;"

"An act to amend an act entitled 'An act to incorporate the Lake Michigan Hydraulic Company,' approved March 1, 1845," and

"An act to legalize the acts of certain school directors in Logan county, and for other purposes."

Mr. Sherman, from the committee of Conference, on the disagreeing votes of the two Houses on the amendments of the Senate to the bill for "An act making appropriations for the years one thousand eight hundred

and forty-seven and forty-eight," reported that said committee had had the same under consideration, and directed him to recommend that the House concur in said amendments.

The question being then taken on concurring with the Senate in the said amendments, it was decided in the affirmative, by yeas and nays, on the demand Messrs. Casey and Dawson, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Rock Island, Barber, Boyle, Campbell, Carrill, Chapman, Cockle, Cross, Dana, Davis, D'Wolf, Ela, Enloe, Erwin, Everett, Funkhouser, Glover, Grubb, Hansford, Harrington, Harpole, Hart, Hayes, Higgins, Hodges, Huffman, Janney, Kretsinger, Linder, Little of Will, Logan of Jackson, Lukins, McLain, Martin, Morris, Morrison of Hancock, O'Conner, Omelveny, Peirson, Pickering, Remann, Robb, Robinson of Menard, Ruddle, Stanley, Stark, Seehorn, Sherman, Skinner, Slocumb, Smith, Stickney, Tappan, Turner, Wallace and Wynne.—56.

Those who voted in the negative, are,

Messrs. Archer, Aiken, Austin, Bailey of Brown, Blakeman, Boyakin, Bragg, Brown, Casey, Creel, Dawson, Diarman, Eads, Eddy, Fry, Glenn, Johnston, Kinney, McConnel, Marshall, Miller, Miner, Morrison of Monroe, Morton, Ozburn, Prevo, Reynolds, Robeson of Woodford Rutledge, Starkweather, Shumway, Sims, Stokes, Stookey, Thomas of Morgan, Wardlaw, Williams and Mr. Speaker.—38.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have concurred with the House of Representatives in the passage of bills, as amended by the Senate, entitled

"An act to amend the present revenue law," and

"An act to amend an act entitled 'An act to incorporate the Rock river Bridge company.'"

In the amendments made by the Senate, I am directed to ask the concurrence of the House of Representatives.

On motion of Mr. Peirson,

The Senate amendments to a bill for "An act regulating the granting of licenses for the sale of spirituous liquors in the county of McHenry," were read and concurred in.

*Ordered,* That the Clerk inform the Senate thereof.

Mr. Thomas of Morgan, moved to dispense with the further proceedings under the call; which was not agreed to.

On motion of Mr. Boyakin,

*Ordered,* That whilst a call of the House is pending, it shall be the duty of the Speaker to order the doors to be closed, and thereby prevent the members from passing out of the Hall.

On motion of Mr. Thomas of Morgan,

The Senate bill for "An act to establish the Illinois State Hospital for the Insane," was taken up, and read the first and second times by the title.

Mr. Thomas of Morgan, moved to amend the bill, by striking out "Peoria," and inserting "Jacksonville," and by striking out the names of the directors and inserting the following, viz: "Joseph Morton, James Dunlap, John J. Hardin, John Henry, Samuel D. Lockwood, William Thomas, Bezaleel Gillett, Nathan English and Owen M. Long."

On motion of Mr. Kretsinger,

The main question was ordered.

The question then recurring on the proposed amendments, it was decided in the affirmative, by yeas and nays, on the demand of Messrs. Cockle and Brown, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Aiken, Bailey of Rock Island, Blakeman, Boyakin, Bragg, Brown, Campbell, Casey, Caswell, Chapman, Creel, Cross, Curts, Dana, Davis, D'Wolf, Diarman, Eddy, Enloe, Fry, Funkhouser, Glenn, Grubb, Hart, Hayes, Hick, Higgins, Hodges, Huffman, Janney, Johnston, Linder, Logan of Jackson, Logan of Sangamon, Lukins, McConnel, McLain, Marshall, Miller, Miner, Morrison of Hancock, Morrison of Monroe, Morton, Omelveny, Ozburn, Pickering, Prevo, Remann, Reynolds, Robb, Robeson of Woodford, Robinson of Menard, Rutledge, Stark, Shumway, Sins, Slocumb, Stokes Stookey, Swing, Thomas of Morgan, Tucker, Turner, Underwood and Wardlaw.—67.

Those who voted in the negative, are,

Messrs. Austin, Bailey of Brown, Barber, Cockle, Dawson, Ends, Ela, Erwin, Glover, Hansford, Harpole, Kretsinger, Little of Fulton, Little of Will, Martin, Morris, O'Conner, Ruddle, Sherman, Skinner, Stuckney and Wallace.—22.

The bill was then

*Ordered* to a third reading.

On motion of Mr. Brown,

The rule was dispensed with, and the bill read a third time, and passed, by yeas and nays, on the demand of Messrs. Cockle and Janney, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Aiken, Austin, Bailey of Brown, Bailey of Rock Island, Barber, Blakeman, Boyle, Brown, Cantrill, Caswell, Chapman, Cockle, Creel, Cross, Curts, Dana, Davis, Dawson, D'Wolf, Diarman, Eads, Eddy, Ela, Enloe, Erwin, Funkhouser, Glenn, Glover, Grubb, Hansford, Harpole, Hart, Hick, Higgins, Hodges, Huffman, Kretsinger, Linder, Little of Fulton, Little of Will, Logan of Sangamon, Lukins, McConnel, Martin, Miner, Morrison of Hancock, Morton, O'Conner, Omelveny, Pickering, Remann, Reynolds, Robb, Robeson of Woodford, Robinson of Menard, Stark, Skinner, Swing, Thomas of Morgan, Tucker, Turner, Underwood, Wallace, Wardlaw, Williams and Mr. Speaker.—67.

Those who voted in the negative, are,

Messrs. Boyakin, Casey, Fry, Hayes, Janney, Johnston, Logan of Jackson, McLain, Miller, Morris, Morrison of Monroe, Ozburn, Prevo, Ruddle, Slocumb, Stokes and Stookey.—17.

Mr. Little of Fulton, from the committee on Engrossed and Enrolled Bills, report as having been correctly enrolled, and laid before the Council of Revision, the following bills:

"An act to authorize the levying and collecting of taxes, for school purposes, in the county of Iroquois, and for the sale of section 16, in town 25 N. R., 11 West;"

"An act to incorporate the town of Sparta in Randolph county;"

"An act concerning the Muddy Saline Reservation in Jackson county;

"An act to amend 'An act to locate a State Road from Batavia in Kane county to David Bennett's in Du Page county,' approved, 11th February, 1845;"

"An act to add part of Sangamon to Menard county;"

"An act for an equitable division of the school funds belonging to T. 1 S., R. 5 W., T. 1 N., R. 1 W., and T. 1 N., R. 2 West;"

"An act authorizing Robert Kieth to keep a ferry across the Mississippi river;"

"An act to transcribe the records of Scott county;"

"An act to incorporate the Piasa Lodge No. twenty-seven of Free and Accepted Masons;"

"An act for the relief of Patrick Strachan and William D. Scott;"

"An act to incorporate the town of Lima in Adams county."

A message from the Senate, by Mr. Moore, their Secretary :

*Mr. Speaker :* The Senate have concurred with the House of Representatives, in the passage of their bill, as amended, entitled "An act in relation to the Attorney General and State's Attorneys."

In the amendment of the Senate they ask the concurrence of the House of Representatives.

The Senate have concurred with the House of Representatives in the adoption of their preamble and resolutions, on the subject of depredations and losses sustained by many citizens of this State in the Black Hawk war; and also in their resolutions relative to the construction of a rail road from Lake Michigan to the Pacific ocean.

On motion of Mr. Hayes,

The Senate bill for "An act to maintain and establish common schools, was taken up;" when,

On motion of Mr. Logan of Sangamon,

Further proceedings under the call were dispensed with.

Mr. Eddy moved a re-consideration of the vote on the adoption of the amendment proposed by Mr. Boyakin to the bill for "An act finally closing the affairs of the State Bank of Illinois;" which was not agreed to, by yeas and nays, on the demand of Messrs. Boyakin and Morris, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Rock Island, Blakeman, Boyle, Bragg, Brown, Campbell, Caswell, Cockle, Cross, D'Wolf, Eddy, Funkhouser, Glover, Hick, Huffman, Janney, Linder, Little of Fulton, Little of Will, Logan of Sangamon, Lukins, Marshall, Martin, Miller, Miner, Morrison of Hancock, O'Conner, Pickering, Remaun, Robb, Robinson of Menard, Stark, Skinner, Slocumb, Smith, Tappan, Thomas of Morgan, Tucker, Wallace, Wardlaw and Williams.—42.

Those who voted in the negative, are,

Messrs. Aiken, Bailey of Brown, Barber, Boyakin, Cantrill, Casey, Creel, Cunningham, Curts, Dawson, Diarman, Eads, Ela, Enloe, Erwin, Glenn, Hansford, Harpole, Hayes, Higgins, Hodges, Johnston, Kretsinger, Logan of Jackson, McConnel, Morris, Morrison of Monroe, Morton, Omelveny, Ozburn, Prevost, Reynolds, Robeson of Woodford, Ruddle, Rutledge, Stanley, Seehorn, Shumway, Sims, Stickney, Stokes, Stookey, Turner, Underwood, White and Mr. Speaker.—46.

On motion of Mr. Boyakin,  
The main question was ordered.  
When the bill, as amended, was  
Ordered to a third reading.

On motion of Mr. Shumway,  
The rule was dispensed with, said bill read a third time by the title,  
and,

On the question, "Shall the bill pass?"

It was decided in the affirmative, by yeas and nays, on the demand of  
Messrs. Shumway and Underwood, as follows:

Those who voted in the affirmative, are,

Messrs. Aiken, Austin, Bailey of Brown, Barber, Boyakin, Cantrill,  
Casey, Creel, Cunningham, Dawson, Diarman, Eads, Ela, Enloe,  
Erwin, Fry, Funkhouser, Glenn, Grubb, Hansford, Harpole, Hayes,  
Higgins, Hodges, Johnston, Kretsinger, Little of Fulton, Little of Will,  
Logan of Jackson, McConnel, Marshall, Miller, Morris, Morrison of Mon-  
roe, Morton, O'Conner, Omelveny, Ozburn, Prevo, Reynolds, Robeson of  
Woodford, Ruddle, Rutledge, Stanley, Seehorn, Shumway, Sims, Stick-  
ney, Stokes, Stookey, Swing, Turner, Underwood, White, Wynne and  
Mr. Speaker.—57.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Rock Island, Blakeman, Boyle, Bragg, Brown,  
Campbell, Caswell, Chapman, Cockle, Cross, Curtis, D'Wolf, Eddy, Glo-  
ver, Hick, Janney, Logan of Sangamon, Lukins, Martin, Miner, Morrison  
of Hancock, Pickering, Remann, Stark, Slocumb, Smith, Thomas of  
Morgan, Tucker, Wardlaw, Williams and Wright.—32.

A message from the Senate by Mr. Moore, their Secretary:

*Mr. Speaker:* The Senate have passed a bill, entitled "An act estab-  
lishing a term of the circuit court in the county of Jo Daviess," in which  
they ask the concurrence of the House of Representatives.

The Senate have concurred with the House of Representatives, in their  
amendments to Senate bills, entitled

"An act to establish the Illinois State Hospital for the Insane," and

"An act to authorize Alonzo T. Phillips to build a dam across Fox  
river in the town of Batavia, in Kane county."

The Senate have also concurred with the House of Representatives in  
the passage of bills, as amended, entitled

"An act for the relief of the inhabitants of township 20 north of range  
5 west, in Mason county," and

"An act making appropriations for the pay of certain persons therein  
named, acting for and under the authority of the State."

In the amendments so made to said bills, I am directed to ask the con-  
currence of the House of Representatives.

On motion,

The House adjourned till 7 o'clock.

SEVEN O'CLOCK, P. M.

House met, pursuant to adjournment.

On motion of Mr. Glover,

The amendment of the Senate to the House bill for "An act relative to the Attorney General and State's Attorneys," was taken up, read and concurred in.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Swing,

The Senate amendment to a House bill for "An act for the relief of the inhabitants of township twenty north, of range five west, in Mason county," was taken up, read, and concurred in.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Logan of Sangamon,

*Ordered*, That the lobbies be cleared, and that the door-keeper be required to close the doors, and prevent members from leaving the hall without permission of the House.

On motion of Mr. Dawson,

The House bill for "An act to regulate the fees of the clerk of the Supreme Court, Circuit Court clerks, judges of probate, and recorders," was taken up, and read the third time.

Mr. Glover moved to lay the bill on the table.

Mr. Lukins moved a call of the House.

On this motion the yeas and nays were demanded by Messrs. Kretsinger and Dawson.

Mr. Hayes moved to postpone the further consideration of the bill until ten o'clock on Tuesday next.

The question was then taken on the motion to lay on the table, and decided in the affirmative, by yeas and nays, on the demand of Messrs. Dawson and Remann, as follows:

Those who voted in the affirmative, are,

Messrs. Aiken, Austin, Barber, Boyakin, Boyle, Bragg, Casey, Caswell, Chapman, Cockle, Creel, Cunningham, Dana, D'Wolf, Diarman, Ela, Funkhouser, Glenn, Glover, Grubb, Harpole, Hart, Hayes, Higgins, Hodges, Huffman, Johnston, Little of Fulton, Little of Will, Logan of Jackson, McLain, Marshall, Martin, Miller, Morrison of Monroe, O'Conner, Omelveny, Ozburn, Prevo, Robeson of Woodford, Stanley, Starkweather, Sherman, Slocumb, Smith, Stokes, Tappan, Thomas of Morgan, Wardlaw, White and Williams.—51.

Those who voted in the negative, are,

Messrs. Archer, Bailey of Brown, Bailey of Rock Island, Blakeman, Brown, Campbell, Cantrill, Cross, Curts, Dawson, Eads, Eddy, Erwin, Hansford, Jannay, Kretsinger, Linder, Logan of Sangamon, Lukins, McConnell, Miner, Morris, Morton, Pickering, Remann, Reynolds, Robb, Robinson of Menard, Ruddle, Rutledge, Sims, Skinner, Stickney, Stookey, Tucker, Underwood, Wallace, Wynne and Mr. Speaker.—39.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have concurred with the House of Representatives, in the passage of a bill, as amended, entitled "An act to amend



an act to amend an act entitled 'An act to protect the canal lands against trespassers,' approved March 4, 1837, and an act to amend 'An act to protect the canal lands against trespassers, approved February 26, 1839,' approved February 27, 1845." In the amendment of the Senate to said bill, they ask the concurrence of the House of Representatives.

Mr. Underwood, from the committee on Enrolled and Engrossed Bills, reported, as correctly enrolled, and laid before the Council of Revision, bills of the following titles, viz:

"An act for the relief of James G. Murray, of Scott county;"

"An act for the compensation of Patrick Ballingall, for extra services as State's Attorney of Cook county;"

"An act to authorize the bringing of suits against the State Trustee of the Illinois and Michigan Canal;"

"An act supplementary to 'An act to incorporate the Sangamon and Morgan Railroad Company;"

"An act to extend the time for collection and return of taxes in Mason and Iroquois counties three months;"

"An act for the sale of certain recesses in Chester;"

"An act to remit certain taxes assessed for State revenue of 1839, upon lots and blocks in Nathaniel Pope and others' addition to Alton;"

"An act to amend 'An act changing the estray law,' approved March 3, 1845;"

"An act to amend 'An act to incorporate the Lake Michigan Hydraulic Company,' approved March 1, 1845;"

"An act to extend the limits of the town of Nauvoo;"

"An act legalizing the acts of certain school directors in Logan county, and for other purposes;"

"An act to amend the law in relation to jails and jailors."

Mr. Omelveny, on leave, from the committee on the Judiciary, reported a bill for "An act for the relief of John W. Read, collector of Massac county;" which was read the first and second times by the title, and

*Ordered* to be engrossed for a third reading.

On motion of Mr. Omelveny,

The rule was dispensed with, and the bill read the third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk ask the concurrence of the Senate in its passage.

On motion of Mr. Underwood,

The amendment of the Senate to the House bill for "An act to amend the present revenue law," was read; when,

On motion of Mr. Logan of Sangamon,

The main question was ordered.

The question was then taken on concurring with the Senate in their amendment, and decided in the affirmative, by yeas and nays, on the demand of Messrs. Erwin and Hart, as follows:

Those who voted in the affirmative, are,

Messrs. Bailey of Brown, Bailey of Rock Island, Barber, Blakeman, Boyle, Bragg, Campbell, Cantrill, Caswell, Chapman, Creel, Dawson, Eads, Eddy, Ela, Erwin, Glenn, Grubb, Harpole, Hart, Higgins, Hodges, Huffinan, Janney, Johnston, Kretsinger, Linder, Lukins, McConnell, McLain, Miner, Morton, Ozburn, Pickering, Prevo, Remann, Reynolds,

Robb, Robeson of Woodford, Robinson of Menard, Rutledge, Starkweather, Seehorn, Sims, Slocumb, Stickney, Stokes, Stookey, Swing, Tucker, Turner, Underwood, Wallace, White, Wynne and Mr. Speaker.—56.

Those who voted in the negative, are,

Messrs. Archer, Aiken, Austin, Boyakin, Brown, Casey, Cockle, Cross, Curts, D'Wolf, Diarman, Funkhouser, Glover, Hansford, Hick, Little of Fulton, Little of Will, Logan of Sangamon, Marshall, Martin, Miller, Morrison of Hancock, Morrison of Monroe, O'Conner, Omelveny, Ruddle, Stanley, Sherman, Skinner, Smith, Tappan, Thomas of Morgan, Wardlaw, Williams and Wright.—35.

*Ordered*, That the Clerk inform the Senate thereof.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have refused to concur in the amendment made by the House of Representatives to the bill entitled "An act finally closing the affairs of the State Bank of Illinois."

The Senate have concurred with the House of Representatives in the passage of a bill, entitled "An act for the relief of John W. Read, collector of Massac county."

On motion of Mr. Logan of Sangamon,

A Senate bill for "An act supplemental to 'An act to apportion the representation of the State of Illinois,' approved February 22, 1847," was taken up, and read the third time.

Mr. Cockle moved to lay the bill on the table; which was not agreed to.

On motion of Mr. Morris,

The further consideration of the bill was postponed indefinitely, by yeas and nays, on the demand of Messrs. Messrs. Tucker and Morris, as follows:

Those who voted in the affirmative, are,

Messrs. Austin, Bailey of Brown, Barber, Boyakin, Boyle, Bragg, Cantrill, Casey, Chapman, Cockle, Creel, Cunningham, Dawson, Diarman, Eads, Erwin, Fry, Funkhouser, Glenn, Glover, Grubb, Hansford, Harpole, Hart, Hayes, Hick, Higgins, Hodges, Johnston, Kretsinger, Linder, Little of Fulton, Little of Will, Marshall, Martin, Miller, Morris, Morrison of Monroe, Morton, O'Conner, Omelveny, Ozburn, Prevo, Reynolds, Robb, Robeson of Woodford, Ruddle, Rutledge, Stanley, Starkweather, Seehorn, Sherman, Sims, Skinner, Slocumb, Stickney, Stokes, Swing, Wallace, Wardlaw, White, Wynne and Mr. Speaker.—62.

Those who voted in the negative, are,

Messrs. Archer, Aiken, Bailey of Rock Island, Blakeman, Brown, Campbell, Caswell, Cross, Curts, Dana, Eddy, Huffman, Logan of Sangamon, Lukins, McConnel, Miner, Morrison of Hancock, Pickering, Remann, Robinson of Menard, Stark, Smith, Stookey, Tappan, Thomas of Morgan, Tucker, Turner and Wright.—28.

*Ordered*, That the Clerk inform the Senate thereof.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have concurred with the House of Representatives in the passage of a bill, as amended, entitled "An act to amend the law in relation to courts." In the amendments of the Senate they ask the concurrence of the House of Representatives.

Mr. Huffman, on leave, submitted the following resolution; which was read, viz:

*Resolved*, That the thanks of this House are hereby tendered to the Hon. Newton Cloud, Speaker, for the impartial, able, and dignified manner in which he has presided over the deliberations of this body, during the present session of the General Assembly.

The question being taken on the adoption of the resolution, it was decided unanimously in the affirmative.

Mr. Underwood, from the committee on Engrossed and Enrolled Bills, reported as correctly enrolled and laid before the Council of Revision, bills entitled

"An act making appropriations for the years 1847 and 1848;"

"An act in relation to the Attorney General and State's Attorneys;" and

"An act to amend the present revenue law."

On motion of Mr. Martin,

The Senate bill for "An act supplemental to an act entitled 'An act to authorize a settlement with Macalister and Stebbins, and further to diminish the State debt,' approved March 4, 1843," was taken up, read, and

*Ordered* to a second reading.

On motion of Mr. Martin,

The rule was dispensed with, and the bill read the second time by the title.

Mr. Reynolds moved to amend the bill, in the first section, by striking out the following words, viz: "The balance of interest to be paid out of the State treasury." Also, by striking out the words "at New-York."

On motion of Mr. Pickering,

The main question was ordered.

Mr. Underwood called for a division of the question.

The question was then taken on the first amendment proposed by Mr. Reynolds, and decided in the negative, by yeas and nays, on the demand of Messrs. Reynolds and Omelveny, as follows:

Those who voted in the affirmative, are,

Messrs Boyakin, Cantrill, Casey, Creel, Cunningham, Diarmid, Funkhouser, Glenn, Grubb, Harpole, Hayes, Janney, Johnston, Logan of Jackson, Lukins, McConnel, Marshall, Morrison of Monroe, Omelveny, Osburn, Prevo, Remann, Reynolds, Sims, Smith, Stokes, Stookey, Underwood and White.—29.

Those who voted in the negative, are,

Messrs. Archer, Aiken, Austin, Bailey of Brown, Bailey of Rock Island, Barber, Blakeman, Boyle, Bragg, Brown, Campbell, Caswell, Chapman, Cockle, Cross, Curtis, Dana, Davis, Dawson, D'Wolf, Eads, Eddy, Ela, Erwin, Everett, Glover, Hart, Hick, Huffman, Kretsinger, Linder, Little of Fulton, Little of Will, Logan of Sangamon, Martin, Miller, Miner, Morris, Morton, O'Conner, Pickering, Robb, Robeson of Woodford, Robinson of Monard, Rutledge, Stanley, Stark, Sherman, Skinner, Slocumb, Stickney, Tappan, Thomas of Morgan, Wardlaw, Williams, Wright, Wynne and Mr. Speaker.—58.

Mr. Reynolds then withdrew the second amendment.

The bill was then

*Ordered* to a third reading.

Mr. Martin moved to dispense with the rule, and read the bill the third time by the title.

On this motion, the yeas and nays were demanded by Messrs. Glover and O'Conner, and resulted as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Brown, Bailey of Rock Island, Barber, Blakeman, Boyle, Bragg, Brown, Campbell, Caswell, Chapman, Cockle, Cross, Curts, Dana, Davis, Dawson, D'Wolf, Eads, Eddy, Ela, Erwin, Everett, Glenn, Glover, Harpole, Hart, Hick, Higgins, Huffman, Kretsinger, Linder, Little of Fulton, Little of Will, Logan of Sangamon, Lukins, Martin, Miller, Miner, Morris, Morrison of Hancock, O'Conner, Pickering, Remann, Robb, Robinson of Woodford, Robinson of Menard, Stanley, Stark, Sherman, Skinner, Slocumb, Smith, Stickney, Tappan, Thomas of Morgan, Turner, Wallace, Wardlaw, Williams, Wright, Wynne and Mr. Speaker.—65.

Those who voted in the negative, are,

Messrs. Aiken, Boyakin, Cantrill, Casey, Hayes, Janney, Johnston, Logan of Jackson, McConnel, Marshall, Prevo, Rutledge, Sims, Tucker and Underwood.—15.

It appearing that there was no quorum voting,

On motion of Mr. Funkhouser,

A call of the House was ordered.

When it appeared that the following members were absent, viz:

Messrs. Creel, Enloe, Everett, Fry, Grubb, Hansford, Harrington, Hodges, McLain, Morrison of Monroe, Peirson, Randolph, Reynolds, Ruddle, Starkweather, Seehorn, Sherman, Stokes, Stookey, Swing and Watson.

Mr. Morris moved to dispense with further proceedings under the call; which was not agreed to.

Mr. Omelveny moved that the house do now adjourn; which was not agreed to, by yeas and nays, on the demand of Messrs. Omelveny and Johnston, as follows:

Those who voted in the affirmative, are,

Messrs. Campbell, Casey, Cunningham, Diarman, Omelveny, Oxburn, Reynolds, Sims, Turner and Wright.—10.

Those who voted in the negative, are,

Messrs. Archer, Aiken, Austin, Bailey of Brown, Bailey of Rock Island, Barber, Blakeman, Boyakin, Boyle, Bragg, Brown, Caswell, Chapman, Cockle, Cross, Curts, Dana, Dawson, D'Wolf, Eads, Eddy, Ela, Erwin, Everett, Funkhouser, Glenn, Glover, Harpole, Hart, Hayes, Hick, Higgins, Huffman Janney, Johnston, Kretsinger, Linder, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, Lukins, McConnel, Marshall, Martin, Miller, Miner, Morris, Morrison of Hancock, Morrison of Monroe, Morton, O'Conner, Pickering, Prevo, Remann, Robb, Robeson of Woodford, Robinson of Menard, Rutledge, Stanley, Stark, Skinner, Slocumb, Smith, Stickney, Tappan, Thomas of Morgan, Tucker, Underwood, Wallace, Wardlaw, White, Williams, Wynne and Mr. Speaker.—75.

On motion of Mr. Logan of Sangamon,

The Senate amendment to a House bill for "An act for the purposes therein named," was taken up, read, and concurred in.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Erwin,

The amendments of the Senate to a House bill for "An act making appropriations for the pay of certain persons therein named, acting for and under the authority of the State," were taken up, read, and concurred in.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Morrison of Hancock,

Further proceedings under the call were dispensed with.

The question then recurring on the motion to dispense with the rule, and read the bill the third time by the title, pending when the call was ordered,

Mr. Reynolds moved that the House do now adjourn; which was not agreed to, by yeas and nays, on the demand of Messrs. Reynolds and Cunningham, as follows:

Those who voted in the affirmative, are,

Messrs. Bragg, Cantrill, Cunningham, Janney, McConnel, Omelveny, Ozburn, Reynolds, Turner, White and Wright.—11.

Those who voted in the negative, are,

Messrs. Archer, Aiken, Austin, Bailey of Brown, Bailey of Rock Island, Barber, Blakeman, Boyakin, Boyle, Brown, Campbell, Casey, Caswell, Cockle, Cross, Curts, Dana, Dawson, D'Wolf, Diarman, Eads, Eddy, Erwin, Everett, Funkhouser, Glenn, Glover, Harpole, Hart, Hayes, Hick, Higgins, Huffman, Johnston, Kretsinger, Linder, Little, of Fulton, Little of Will, Logan of Jackson, Logan of Sangamon, Lukins, Marshall, Martin, Miller, Miner, Morris, Morrison of Hancock, Morrison of Monroe, Morton, O'Conner, Pickering, Prevo, Remann, Robb, Robeson of Woodford, Robinson of Menard, Rutledge, Stanley, Stark, Sherman, Slocumb, Smith, Stickney, Tappan, Thomas of Morgan, Tucker, Underwood, Wallace, Wardlaw, Williams, Wynne and Mr. Speaker.—73.

The question was then taken on suspending the rule, and reading the bill the third time by the title, and decided in the affirmative, by yeas and nays, on the demand of Messrs. Glover and O'Conner, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Aiken, Austin, Bailey of Brown, Bailey of Rock Island, Barber, Blakeman, Boyle, Bragg, Brown, Campbell, Caswell, Chapman, Cockle, Cross, Dana, Dawson, D'Wolf, Eads, Eddy, Ela, Erwin, Everett, Fry, Glenn, Glover, Harpole, Hart, Hick, Higgins, Huffman, Kretingsr, Linder, Little of Fulton, Little of Will, Logan of Jackson, Logan of Sanmon, Lukins, McConnel, Martin, Miller, Miner, Morris, Morrison of Hancock, Morton, O'Conner, Pickering, Prevo, Remann, Robb, Robeson of Woodford, Robinson of Menard, Stanley, Stark, Sherman, Skinner, Slocumb, Stickney, Tappan, Thomas of Morgan, Tucker, Turner, Wallace, Wardlaw, White, Williams, Wright, Wynne and Mr. Speaker.—69.

Those who voted in the negative, are,

Messrs. Boyakin, Cantrill, Creel, Cunningham, Diarman, Funkhouser, Hayes, Johnston, Marshall, Morrison of Monroe, Omelveny, Rutledge and Underwood.—13.

The bill was then read the third time by the title; when,

On motion of Mr. Lukins,

The main question was ordered.

The question was then taken on the passage of the bill, and decided in the affirmative, by yeas and nays, on the demand of Messrs. Johnston and Cunningham, as follows:

Those who voted in the affirmative, are,

Messrs. Archer, Austin, Bailey of Rock Island, Barber, Blakeman, Boyle, Bragg, Caswell, Chapman, Cockle, Cross, Curts, Dana, Dawson, D'Wolf, Eads, Eddy, Ela, Everett, Fry, Harpole, Hart, Hick, Higgins, Huffman, Kretsinger, Linder, Little of Fulton, Little of Will, Logan of Sangamon, Lukins, Martin, Miller, Miner, Morris, Morton, O'Conner, Pickering, Robb, Robeson of Woodford, Robinson of Menard, Stanley, Stark, Sherman, Slocumb, Tappan, Thomas of Morgan, Tucker, Wallace, Williams, Wright, Wynne and Mr. Speaker.—53.

Those who voted in the negative, are,

Messrs. Aiken, Bailey of Brown, Boyakin, Brown, Campbell, Casey, Creel, Cunningham, Diarman, Erwin, Funkhouser, Glenn, Glover, Hayes, Johnston, McConnel, Marshall, Morrison of Hancock, Morrison of Monroe, Omelveny, Ozburn, Prevo, Remann, Reynolds, Rutledge, Skinner, Stickney, Underwood, Wardlaw, White and Wright.—31.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Little of Fulton,

Leave was given him to withdraw from the files of the House certain petitions and remonstrances relative to a division of Fulton county.

On motion of Mr. Hayes,

The Senate bill for "An act to maintain and establish common schools," was made the special order for nine o'clock on Monday morning next.

On motion,

The House adjourned until eight o'clock on Monday morning.

### MONDAY, MARCH 1, 1847.

House met, pursuant to adjournment.

The reading of the journal was dispensed with.

On motion of Mr. Eads,

Senate bill for "An act establishing a term of the Circuit Court in the county of Jo Daviess," was taken up, read the first and second times by its title, and

*Ordered* to a third reading.

The rule having been dispensed with, the bill was read the third time, and passed.

*Ordered*, That the the Clerk inform the Senate thereof.

On motion of Mr. Eads,

A bill for "An act to district the county of Jo Daviess, and for other purposes," was taken up, and the Senate's amendments thereto concurred in.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Thomas of Morgan,

Senate bill for "An act for the relief of inhabitants of incorporated towns, was taken up, the rule dispensed with, the bill read the first, second and third times by its title, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Linder,

Senate bill for "An act concerning practice," was taken up, read the first, second and third times by its title, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Johnston,

Senate bill for "An act to enable the Auditor of the State of Illinois to perform his duty," was taken up, the rule dispensed with, and the bill read the first, second and third times by its title, and passed.

*Ordered*, That the Clerk inform the Senate thereof.

Mr. Marshall, from the committee on Enrolled and Engrossed Bills, reported as correctly enrolled, and laid before the Council of Revision, a bill for "An act to locate, re-locate and establish certain State roads."

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have adopted the accompanying resolution, in which they ask the concurrence of the House of Representatives, proposing that a committee of two on the part of the Senate and three on the part of the House, be appointed, to wait on his Excellency, the Governor, and learn from him whether he has any further communications to make to this General Assembly.

Messrs. Warren and Edwards are the committee on the part of the Senate.

On motion of Mr. Underwood,

Senate bill for "An act to amend the twenty-eighth chapter of the Revised Statutes, entitled 'County Orders and County Funds,'" was taken up, read the first and second times by its title, and,

On motion of Mr. Brown,

Laid on the table.

On motion of Mr. Brown,

Senate bill for "An act to amend chapter one hundred and eight of the Revised Statutes," was taken up, and read the third time; when,

On motion of Mr. Brown,

The bill was amended by striking out all parts thereof that related to "Indian corn."

The bill, as amended, then passed.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in the amendments.

On motion of Mr. Boyakin,

*Resolved*, That a committee of conference be appointed, consisting of five on the part of the House and three on the part of the Senate, on the disagreeing vote of the two Houses on the bill for "An act finally closing the affairs of the State Bank of Illinois."

*Ordered*, That Messrs. Boyakin, Underwood, Johnston, Logan of Sangamon, and Little of Will, be that committee, and that the Clerk inform the Senate thereof.

On motion of Mr. Johnston,

Senate bill for "An act to limit the time for persons to bring claims against the State of Illinois," was taken up, read the first time, and

*Ordered* to a second reading; when,

On motion,

The rule was dispensed with, the bill read the second and third times by its title, and passed.

*Ordered*, That Clerk inform the Senate thereof.

Mr. Buckley, from the committee on Engrossed and Enrolled Bills, reported as correctly enrolled, bills of the following titles, viz:

"An act for the relief of the inhabitants of township twenty north, range five west, in Mason county;"

"An act to regulate the granting of license for the sale of spirituous liquors in the counties of McHenry and Will;"

"An act to locate a certain State road therein named;"

Also, a preamble and resolutions entitled "Preamble and resolutions in regard to losses and damages in the Black Hawk war."

On motion of Mr. Boyekin,

*Ordered*, That the chairmen of the several standing and special committees of this House, and the several members thereof, who may have papers that may have been referred to them as a committee, be instructed to deposit the same informally at the Clerk's table.

On motion of Mr. Thomas of Morgan,

Bill for "An act making appropriations for the pay of the officers and privates in the expedition to Hancock county, in the fall of the year of 1846, under Gov. Ford," was taken up, and the amendments of the Senate thereto concurred in.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Glover,

House bill for "An act to authorize the school commissioner of La Salle county to sell a part of section sixteen, township thirty-three north, range three east," was taken up, and the amendments of the Senate thereto concurred in.

*Ordered*, That the Clerk inform the Senate thereof.

Mr. Hayes moved to take up the bill for "An act to maintain and establish common schools;" which was agreed to.

The bill was then read the first and second times by its title; when,

On motion of Mr. Hayes,

The bill was amended, by adding to section 9, the following: "The school commissioner shall attend to the collection of all demands in favor of the several townships of his county, to settling the accounts of trustees, and, when necessary, to the prosecution of suits for the recovery of demands in favor of townships; and all moneys collected shall be applied as required by law."

Amend section 2, by prefixing, as follows: "The common school lands shall be under the care and superintendence of the county commissioners of the several counties in which the same may be situated, except that."

Amend section 7, by adding the words, "*Provided*, That the same person shall not be eligible to the office of school commissioner for more than two terms in succession."

Amend 11th section, by inserting in the eighth line, after the words "of said real estate," the words "the lists of sales and the accounts of each township fund shall be kept separate."

Amend section 13, by striking out the words, "from the county treasury," in the first line, and add, at the close of the section, "When there



is a county school fund in the hands of any school commissioner, it shall be loaned, and the interest applied as provided in this section."

Amend section 25, by striking out, and inserting

"SEC. 26. At the March term of the county commissioners' court, in each year, the school commissioner shall present to the court of his county: *First*, A statement of the sale of school lands made subsequent to the previous March term, which shall be a true copy of the sale book, (book B.): *Second*, Statements of the amount of moneys received, paid, loaned out, and on hand, belonging to every township or fund under his control; the statement of each fund to be separate: *Third*, Showing all the facts in regard to lands which are required to be stated upon the loan book, (book C.); all of which the county commissioners' court shall thereupon examine and compare with the vouchers; and the said commissioners, or so many of them as may be present at that term of the court, shall be liable, individually, to the fund injured, and to the securities of said school commissioner, in case judgment be recovered of said securities for all damages occasioned by a neglect of the duties or any of them, required of them by this section: *Provided*, Nothing herein contained shall be construed to exempt the securities of said school commissioner from any liabilities as such securities; but they shall still be liable to the fund injured, the same as if the county commissioners were not liable."

Amend section 39, by striking out, in the fifth, the words "in the school commissioner or."

Amend section 112, by striking out the words, "and road tax," in the ninth line.

The bill, as amended, was then

*Ordered* to a third reading.

On motion of Mr. Hayes,

The rule was dispensed with, the bill read the third time by its title, and passed.

*Ordered*, That the Clerk inform the Senate thereof, and ask their concurrence in the amendments thereto.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have concurred with the House of Representatives in the passage of a bill entitled "An act in relation to costs in criminal cases," as amended. In the amendment they ask the concurrence of the House of Representatives.

The Senate have appointed Messrs. Webb, Markley, and Davis of Massac, the committee of Conference, on its part, to act in relation to the disagreeing vote of the two Houses upon the bill entitled "An act finally closing the affairs of the State Bank of Illinois."

On motion of Mr. Linder,

*Ordered*, That the door-keepers clear the lobbies, and lock the doors of the Hall.

On motion of Mr. Barber,

House bill for "An act to amend an act entitled 'An act to protect the canal lands against trespassers,' approved March 4, 1837, and 'An act to amend an act to protect the canal lands against trespassers,' approved February 26, 1839,' approved February 27, 1845," was taken up; when the House refused to concur in the Senate's amendments thereto.

*Ordered*, That the Clerk inform the Senate thereof.

On motion of Mr. Austin,

Bill for "An act to authorize Andrew Gray the use of a portion of the Peoria and Warsaw Railroad," was taken up, and the Senate's amendment thereto concurred in.

*Ordered*, That the Clerk inform the Senate thereof.

Mr. Morris, on leave, from the committee on the Judiciary, to which was referred bill for "An act in relation to costs in criminal cases," and Senate amendments thereto, reported the same back, and recommended its passage;

When, there not being a quorum present, the consideration of the bill was postponed.

Mr. Logan, from the committee of conference on the disagreeing votes of the two Houses on the amendments of the House to a Senate bill for "An act finally closing the affairs of the State Bank of Illinois," reported that the committee recommended that the Senate bill be amended by adding two additional sections, which had been reported to the Senate, and concurred in by that body.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have concurred with the House of Representatives in their amendments to the bill entitled "An act to limit the time for persons to bring claims against the State of Illinois."

The committee of Conference of the Senate, appointed to act in relation to the disagreeing vote of the two Houses upon the Senate bill, entitled "An act finally closing the affairs of the State Bank of Illinois," and a House amendment thereto, have made a report, recommending the passage of said bill, with two additional sections; which report has been concurred in by the Senate.

On motion,

The foregoing message was taken up, and the additional sections recommended by the committee and adopted by the Senate, were read and concurred in.

*Ordered*, That the Clerk inform the Senate thereof.

Mr. Little, from the committee on Claims, to which was referred a resolution of the House instructing them to inquire and report whether it is not the duty of this State to afford some compensation to the officers and men who composed the volunteer companies that were enrolled in this State, pursuant to a call of the Governor, to serve in the war against Mexico, but whose services were not accepted, made a report; which was,

On motion,

Laid on the table.

On motion of Mr. Stickney,

The Senate bill for "An act to define the revenue law," was taken up, and read the first and second times by the title.

On motion of Mr. Thomas of Morgan,

The bill was amended, by striking out the first section thereof.

*Ordered* to a third reading.

On motion of Mr. Stickney,

The rule was dispensed with, and said bill read the third time, as amended, and passed.

*Ordered*, That the Clerk inform the Senate thereof; and ask their concurrence in the amendment thereto.

On motion of Mr. Higgins,

The Senate bill for "An act to amend the eighty-seventh chapter of the Revised Statutes, entitled 'Records and Recorders,'" was taken up, read the first and second times by the title, and

*Ordered* to a third reading.

On motion of Mr. Higgins,

The rule was further dispensed with, and said bill read a third time, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof.

On motion of Mr. Archer,

Senate bill for "An act to re-locate a part of the Darwin and Charleston turnpike road," was taken up, and read the first and second times by the title.

On motion of Mr. Archer,

The bill was amended, by striking out all after the enacting clause, and inserting a substitute therefor.

The bill, as amended, was then

*Ordered* to a third reading.

On his further motion,

The rule was dispensed with, and said bill read a third time, as amended, and passed.

*Ordered*, That the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence in the amendments thereto.

On motion of Mr. Linder,

The Senate bill for "An act to reduce the price of the State lands in the Dixon and Danville United States land districts," was taken up, and read the first and second times by the title.

On motion of Mr. Dana,

The said bill was laid on the table.

Mr. Bailey of Rock Island, asked and obtained leave to withdraw the papers in relation to the claim of Porter Sargeant.

On motion of Mr. Thomas of Morgan,

The vote of the House on Saturday last, on the Senate bill for "An act for the regulation and government of the militia of the State of Illinois" was re-considered.

The question recurring on the passage of said bill, the yeas and nays were demanded by Messrs. Dawson and Johnston; when,

On motion of Mr. Morris,

The said bill was laid on the table.

A message from the Senate, by Mr. Elwood, their Assistant Secretary:

*Mr. Speaker*: I am directed to inform the House of Representatives, that the Senate have concurred in the amendment to the bill entitled "An act to define the revenue law."

The Senate have receded from their amendment to the bill, entitled "An act to amend an act to amend an act entitled 'An act to protect the canal lands against trespassers, approved March 4, 1837,' and an act to amend 'An act to protect the canal lands against trespassers, approved February

26, 1839,' approved February 27, 1845;" and have concurred with the House in the passage of said bill.

The Senate have also concurred with the House of Representatives in their amendments to the bill entitled "An act to re-locate a part of the Darwin and Charleston turnpike road."

Mr. Fry asked and obtained leave to withdraw sundry papers relative to the vacation of a State road in Greene county, and a petition in relation to abolishing the corporation of Carrollton.

Mr. Thomas of Morgan, from the committee on Education, reported back a bill for "An act to authorize school district No. 1, T. 36 N., R. 10 E., to build a school house."

Mr. Cockle asked and obtained leave to withdraw the petition, &c., of Bryson and others; of Peoria.

Mr. Stark asked and obtained leave to withdraw the muster and pay rolls of the fifty-ninth regiment of Illinois militia; also, the account of John Willson.

Mr. Little of Will, asked and obtained leave to withdraw the petition of Hugh Cosgrove.

Mr. Slocumb asked and obtained leave to withdraw the claim of Samuel Slocumb.

Mr. Barber asked and obtained leave to withdraw the papers of Lovell Kimball.

On motion of Mr. Logan of Sangamon,

The Senate resolution relative to the hour of adjournment, *sine die*, of the Legislature, was taken up, amended, on his motion, by striking out "nine," and inserting "twelve, M.," and adopted.

*Ordered*, That the Clerk inform the Senate thereof.

Mr. Stickney asked and obtained leave to withdraw the petitions and remonstrances relative to a division of Gallatin county.

Mr. Little of Fulton, from the committee on Engrossed and Enrolled Bills, reported as correctly enrolled, and laid before the Council of Revision, bills entitled

"An act making appropriations for the pay of the officers and privates in the expedition to Hancock county, in the fall of the year 1846, under Governor Ford;"

"An act for the purposes therein named;" and

"An act for the relief of John W. Read, collector of Massac county."

On motion of Mr. Dana,

The Senate amendment to a bill for "An act to amend an act entitled 'An act to incorporate the Rock River Dam and Bridge Company,'" was taken up, and read; when,

On motion of Mr. Linder,

Said bill and amendment were laid on the table.

Mr. Glover asked and obtained leave to withdraw sundry papers.

A message from the Senate, by Mr. Moore, their Secretary:

*Mr. Speaker*: The Senate have concurred with the House of Representatives in their amendments to the bill, entitled "An act to establish and maintain common schools."

The Senate have further concurred with the House of Representatives in their amendment to the resolution fixing 12 o'clock, M., this day, as the hour for the adjournment, *sine die*, of this General Assembly.

On motion of Mr. Eddy,

*Resolved*, That the Hon. John D. Whiteside, late Fund Commissioner, be requested to furnish to the Governor of this State, at his earliest convenience, a statement of the amount of interest bonds of this State, hypothecated by him to Macalister and Stebbins, in 1841, and which he redeemed and returned to the State, with all particulars of dates, time, &c., in order that the Governor may have all the facts before him, when he settles with said Macalister and Stebbins, under the late act for that purpose.

Mr. Thomas of Morgan, from a select committee appointed to examine into the condition of the contingent fund, and report whether in their opinion it has been properly applied, since the adjournment of the last Legislature, made a report; which was laid on the table.

On motion of Mr. Thomas of Morgan,

The House took a recess until five minutes before twelve o'clock.

FIVE MINUTES BEFORE TWELVE O'CLOCK, MERIDIAN.

The Speaker called the House to order.

Senate resolution for the appointment of a joint committee to wait on his Excellency, the Governor, and ascertain if he has any further communications to make to this General Assembly, was concurred in; and Messrs. Glover, Slocumb, and Little of Will, were appointed as members of said committee, on the part of the House.

On application, leave was given Mr. Kretsinger to withdraw petitions for the impeachment and removal of the judge of the sixth judicial circuit.

Mr. Glover, from the committee appointed to act with a Senate committee, and wait upon the Governor, to ascertain if he had any further communications to make to this Legislature, reported: That they had performed the duty assigned them, and that the Governor has no further communications to make to this General Assembly.

Mr. Eddy moved that the amendment of the Senate to a House bill for "An act to amend 'An act concerning wills,' approved March 3, 1845," be concurred in; which was not agreed to.

The hour fixed by joint resolution for the adjournment, *sine die*, of the two Houses of the General Assembly, having arrived,

Mr. Speaker addressed the House of Representatives, as follows:

GENTLEMEN: The time fixed by the action of the two Houses for me to perform my last duty, as presiding officer, having arrived, I beg to be indulged in returning to you my acknowledgments for the many favors I have received from you during the session that must now close. Whatever success may have attended my efforts to discharge with fidelity and impartiality the arduous duties which have devolved upon me, is for you and not for me to determine. I have been governed, in all my efforts, by a desire to do justice to all; to promote the common good of our country; to facilitate legislation; and if I have succeeded, in any degree, it is mainly attributable to the kind and efficient assistance I have at all times received from you. If, at any time, an unkind look or word has unconsciously escaped from me, I pray you that it may be forgiven and forgotten. I part

with each of you with none other than the kindest of feelings, and shall carry with me into retirement lively recollections of our connection during the labors of the winter. We have all looked to this hour with anxiety and solicitude, as the termination of our labors and responsibilities, with the pleasing thoughts of family, friends, and home, before us; but as the time has come to sever our connection, it inspires me with feelings different from what I had anticipated. Doubtless, to many of us, this is our last interview in time. May the blessings of God attend each of you to your homes and families; and may you there, from the approval of your constituents, receive the reward of your faithful labors for their and their country's prosperity. My prayers will go with you. And now permit me to bid you an affectionate farewell, and perform my last duty, by announcing that the House of Representatives of the State of Illinois stands adjourned, *sine die*.

JNO. McDONALD,  
*Clerk of the House of Representatives.*

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# **I N D E X**

**TO THE**

**JOURNAL OF THE HOUSE OF REPRESENTATIVES.**

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TO THE

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